

L450  
L4d  
1929  
C.2



0 2007 0262543 1

California State Library

# LEGISLATIVE DIGEST

1929

DIGEST OF BILLS AND CONSTITUTIONAL  
AMENDMENTS INTRODUCED PRIOR TO  
THE CONSTITUTIONAL RECESS

CALIFORNIA LEGISLATURE

FORTY-EIGHTH SESSION

JOSEPH A. BEEK  
Secretary of the Senate

ARTHUR A. OHNIMUS  
Chief Clerk of the Assembly

Compiled by  
FRED B. WOOD  
Legislative Counsel

CALIFORNIA  
STATE LIBRARY  
JAN 11 1954  
DOCUMENTS SECTION



CALIFORNIA  
STATE LIBRARY

GOVERNMENT  
PUBLICATIONS

CALIFORNIA STATE PRINTING OFFICE  
CARROLL H. SMITH, State Printer  
SACRAMENTO, 1929

65115



# LEGISLATIVE DIGEST

1929

DIGEST OF BILLS AND CONSTITUTIONAL  
AMENDMENTS INTRODUCED PRIOR TO  
THE CONSTITUTIONAL RECESS

CALIFORNIA LEGISLATURE

FORTY-EIGHTH SESSION

JOSEPH A. BEEK  
Secretary of the Senate

ARTHUR A. OHNIMUS  
Chief Clerk of the Assembly

Compiled by  
FRED B. WOOD  
Legislative Counsel



CALIFORNIA  
STATE LIBRARY

GOVERNMENT  
PUBLICATIONS

# LEGISLATIVE DIGEST

1939

DIGEST OF BILLS AND RESOLUTIONS  
PASSED BY THE LEGISLATURE  
THE GOVERNMENT PRINTING OFFICE

CALIFORNIA LEGISLATURE

1939

1939

1939

1939

CALIFORNIA  
STATE LIBRARY

GOVERNMENT  
PUBLICATIONS





## TABLE OF CONTENTS.

	Pages.
Digest of Senate Bills, Nos. 1 to 816-----	5-258
Digest of Senate Constitutional Amendments, Nos. 1 to 26----	259-265
Digest of Assembly Bills, Nos. 1 to 1045-----	267-505
Digest of Assembly Constitutional Amendments, Nos. 1 to 15--	506-508

TABLE OF CONTENTS

1. Introduction	1
2. The History of the Project	2
3. The Objectives of the Project	3
4. The Methodology of the Project	4
5. The Results of the Project	5
6. The Conclusions of the Project	6

## SENATE BILLS

---

### S. B. 1. SWING.

New act. Enrolled, approved, chapter 1, Stats. 1929. Ratifies and approves the Colorado River Compact signed at Santa Fe, New Mexico, November 24, 1922.

### S. B. 2. BAKER.

Amends § 1180, Pen. C., relating to new trials in criminal cases.

Effect of granting new trial, as placing parties in same position as if no trial had been had, is limited to new trial granted at instance of defendant. Provides also that defendant upon new trial may be tried for crime charged, notwithstanding that at former trial he may have been convicted of a lesser offense.

### S. B. 3. BREED.

Appropriation Bill. Enrolled, approved, chapter 8, Stats. 1929. Appropriates \$1,500 to meet deficiency in appropriation for mileage of senators for 79th and 80th fiscal years.

### S. B. 4. COBB.

Amends § 1557, Penal Code.

Allows the advancement by county of expense of return of fugitive when warrant has been received by any magistrate. Provides for reimbursement of county by state.

### S. B. 5. EDWARDS.

New General Law.

Creates Orange County Harbor District, defines its boundaries, declares it to be a corporation, enumerates its powers and duties, provides for the government thereof and allows it to issue bonds.

### S. B. 6. GARRISON.

Amends § 46, California Irrigation District Act, Act 3854.

Reduces interest charged of redemptioner of land sold for irrigation district tax, from 2 to 1 per cent per month.

### S. B. 7. HANDY.

Amends § 628f, Penal Code, relating to protection of abalone in fish and game district 2½; prohibiting use of diving apparatus; limiting catch to 10 per day, 20 per week.



S. B. 8. HURLEY.

Amends § 5, Child Labor Law, Act 3625. Prohibits children under school age from working at agricultural, horticultural, viticultural or domestic labor while public schools are in session.

S. B. 9. MUELLER.

Amends § 1206, C. C. P., relating to preferred labor claims in case of attachment or execution upon employer's property by third person.

Extends preferential right of labor claimant to case of garnishment; requires employee to notify debtor and creditor of his address; permits service of certain papers by mail; requires expeditious payment of claim.

S. B. 10. MURPHY.

New act providing pension for every person in the state who has qualifications set forth in § 4 of bill; not exceeding \$1 per day when added to other income of pensioner; administered through state commission of three members, aided by board of three members in each county.

Appropriates from state treasury \$500,000 for pensions; \$25,000 for administrative expenses; county to defray administrative expenses of local pension board.

S. B. 11. WELLER.

Amends § 1741, Pol. C., relative to transportation of high school pupils.

Present law does not permit transportation of such pupil who lives in a city. Bill permits same if school building is outside city limits.

S. B. 12. YOUNG.

New act. Provides that any person selling agricultural seed, in container of five pounds or more, for seeding purposes within this state, shall designate specific variety of seed upon label of container, thereby warranting such seed is of variety designated. Penalties prescribed for violation.

S. B. 13. YOUNG.

Amends § 2210b, Pol. C. Changes salaries of secretary and treasurer of Woman's Relief Corps Home, from \$25 per month to such amount as may be fixed by board of directors, with approval of director of finance.

S. B. 14. MURPHY.

Amends §§ 1 and 2, Act 4933, re hours of work in mines.



Includes lime or cement manufacturing or reduction plants within scope of act; requires employer to keep record of names and hours of work of employees; vests enforcement in division of labor statistics and law enforcement. Makes fact that defendant was superintendent of place of employment at time of alleged violation, prima facie evidence of fact defendant permitted the violation.

S. B. 15. HANDY.

Amends § 634, Pen. C. Omits provision making spearing or killing of salmon on spawning beds a misdemeanor.

S. B. 16. GARRISON.

Amends §§ 35 and 38 of Act 3854, California Irrigation District Act.

Provides that property shall be assessed at not to exceed its full cash value, and that person whose property is assessed at more than full cash value may have assessment reduced upon proper showing to board of directors.

S. B. 17. BREED.

Amends § 1203 Pol. C., re elections.

Includes American flag in supplies to be provided polling places. Requires erection thereof at or near polling places.

S. B. 18. WEST.

Amends § 190, Pen. C., relating to punishment for murder. Repeals § 246, Pen. C., relating to death penalty for assault by life convict.

Fixes punishment for murder first degree at life imprisonment. Changes penalty for second degree murder from imprisonment for five years to life to not less than ten years.

S. B. 19. BREED.

Appropriates \$807.40 for per diem and mileage of presidential electors.

S. B. 20. MURPHY.

Amends § 4, Act 3456, women's eight-hour law. Increases maximum fine for first offense from \$50 to \$100. Fines collected to go into general fund instead of contingent fund of bureau of labor statistics. Restates penalty clause to make same more inclusive and to cover managers and superintendents as well as employers.

S. B. 21. DUVAL.

Appropriates \$125,000 for sub-tropical horticultural building for University of California at Los Angeles.

S. B. 22. SLATER.

New act codifying existing provisions of law relating to public schools. Makes no substantive changes in the law. Expressly repeals those provisions of existing law which have been incorporated in the bill. Prepared by school code commission pursuant to chapter 400, Stats. 1927. Detailed analysis may be obtained from California School Code Commission, Sacramento.

S. B. 23. HANDY.

Adds § 141½, Act 5128, California Vehicle Act.

Provides that owner or driver of motor vehicle is not liable for injuries to or death of guest accepting ride without paying therefor, in absence of wilful or reckless misconduct of driver.

S. B. 24. HANDY.

Amends § 2141, Pol. C., re state hospitals for insane.

Provides that annual salaries of medical superintendents of state hospitals shall be not less than \$5,000 nor more than \$8,000, and for yearly increase of \$500 until maximum is reached. Substitution of "department" for "lunacy commission" is in conformity with departmental reorganization effected in 1921.

S. B. 25. HANDY.

New act, re licensing of dogs by state. Exempts dogs owned by nonresidents. Fixes license fees. Creates "live stock preservation fund" into which all license fees are paid. Provides for compensation, from said fund, of owners of live stock suffering loss or damage from dogs. Provides for destruction of unlicensed dogs and dogs found worrying or attacking domestic animals or poultry. Enforcement of act vested in state director of agriculture. Prescribes penalties for violation and repeals dog law of 1921, Act 384.

S. B. 26. GARRISON.

Act extending mother lode highway from Sonora through Coulterville to Mariposa.

S. B. 27. DUVAL.

Amends § 626s, Pen. C., by including district "three 'H' " among those fish and game districts which are designated as game refuges. Said district defined in S. B. 28.

S. B. 28. DUVAL.

Amends §§ 1, 17, 21 and 22 and adds 21b, Act 2874, all relating to fish and game districts.

1. Creates new district, "three H."

17. Excepts from district three those portions of Ventura County "now or hereafter" included in districts three D and nineteen, and those portions of Ventura and Kern counties now or hereafter included in district three "H."

21. Re-defines boundaries of district three D.

21b. Defines district three "H," to include territory in Los Angeles, Ventura and Kern counties.

22. Excepts from district four, those portions of Los Angeles county "now or hereafter" included in district three "H."

#### S. B. 29. CROWLEY.

Appropriates thirty thousand dollars, from fund for examination and registration of nurses, to be granted in trust, through the director of finance, to regents for maintenance of professorship of nursing at University of California, Berkeley; principal of trust to be kept intact.

#### S. B. 30. CROWLEY.

Adds § 1½, Act 5886, relating to the practice of pharmacy.

Requires registration all pharmacies and drug stores, by owner thereof, with California State Board of Pharmacy within ninety days from time act takes effect.

Provides for issuance permits to conduct pharmacies or drug stores upon payment fee of \$1 for each store or pharmacy; and for the annual renewal thereof before November 1st each year. Makes violation of act a misdemeanor.

#### S. B. 31. CANEPA, CROWLEY, FELLOM, GRAY, MALONEY and TUBBS.

New act relating to control and management S. F. harbor, "S. F. Harbor Act."

State grants to San Francisco, in trust, certain portion of S. F. Bay, therein specifically described.

Designates municipal board harbor commissioners to manage and control under certain stated limitations the land therein granted.

Specifies terms of trust, prohibiting alienation of title by permitting leases for "limited periods."

Provides control by state of revenues derived from lands granted and for payment out of revenues of state S. F. harbor bonds heretofore issued.

Directs audit and examination by state treasurer and controller of city harbor commissioners' records.



Provides release of control of revenues by state upon proclamation Governor after full payment of state S. F. harbor bonds.

S. B. 32. McKINLEY.

Amends § 604a C. C., relating to religious corporations.

Provides that religious corporation organized under section may buy, sell, lease, mortgage or alien, real or personal property in same manner as natural person; amendment consisting of omission of words "subject to the provisions of § 598 of the Civil Code," which section prescribes the method of selling, mortgaging, etc., property of religious corporations.

S. B. 33. INMAN.

Amends § 21, Act 9008, relating to registration marriages, births and deaths.

Provides that director of Public Health, subject approval director of Finance, shall fix fee to be paid for certification of record and for each hour of search when no certified copy is made, such fee not to exceed \$1.50 each certified copy or hour of search. Present fee fixed at fifty cents per copy or hour of search.

S. B. 34. INMAN.

Adds § 363j, Pol. C., relating to department public works.

Provides when department performs architectural services for self-supporting state board or agency, the latter must pay to department such sum as fixed by director public works for the service.

S. B. 35. INMAN.

New act relating to the unencumbered balance of an appropriation of \$400,000 for the biennium ending July 1st, 1929 for the improvement of Sacramento, San Joaquin and Feather rivers.

Provides that so much of appropriation as not encumbered is released from restrictions imposed by terms of the appropriation itself; and that the unencumbered balance be expended in accord with chapter 176, Stats. 1925, which set forth plan of state and federal aid to local interests in the improvement of navigation and flood control of these rivers, congress having approved and acted upon plan. Carries urgency clause.

S. B. 36. INMAN.

Amends that § 4225a, Pol. C., which was added thereto by Stats. 1919, p. 180, relating to county health officials. Renumbers section, making it 4225b, and permits supervisors to employ one or more dentists or dental hygienists, to attend to "such dental conditions of the county ----- as ----- the board ----- may assign to him -----."



S. B. 37. INMAN.

Amends § 3062, Pol. C., re public health officials.

Permits municipal legislative bodies to employ dentists or dental hygienists to attend to such dental conditions of city or town as may be assigned.

S. B. 38. INMAN.

New act, requiring railway companies to maintain at terminals, suitable lockers, lavatories and shower baths to accommodate railroad employees. Enforcement vested in department of industrial relations. Violation, a misdemeanor.

S. B. 39. BREED.

Amends § 539, C. C., relating to damages for injury to submarine electric power cables. No recovery allowed unless monuments have been erected showing location of cable, and notices thereof published. (See S. B. 40 and 41.)

S. B. 40. BREED.

Amends § 538, C. C., imposing punitive damages for malicious injury to submarine electric power cable. (See S. B. 39 and 41.)

S. B. 41. BREED.

Amends § 537, C. C., imposing liability for negligent injury to fixtures or subaqueous cable of electric power company. (S. B. 39 and 40.)

S. B. 42. BOGGS.

Adds § 7½, Act 3267, relating to care and protection state highways.

Provides that any person who sells or buys merchandise from vehicle or structure situated upon right of way of state highway, is guilty of a misdemeanor.

S. B. 43. INMAN.

Amends § 24, Act 2256, direct primary law, relating to party conventions and committees.

Provision re state convention amended to include, as members of party convention of party by whom nominated for office, incumbents of state and congressional offices, incumbent state senators; one delegate appointed by chairman of county central committee of each county in each senatorial district in which there is no incumbent state senator nominated by the party; one delegate appointed by chairman of state central committee for each incumbent U. S. Senator not nominated for office by that party.

Term "incumbent" substituted for "hold over."

Procedure for organization of state convention, p. 3, lines 26-34 of bill.

State central committee to consist of convention delegates and appointees of the delegates (not exceeding 3 by each delegate) with authority in state committee to increase membership in proportionate number, not exceeding 10 from each congressional district.

Further provisions re meetings of state committees and conventions, p. 4, line 14 to p. 5, line 15.

#### S. B. 44. GARRISON.

Amends § 2, adds § 6, Act 21, re state board of accountancy.

Fixes examination and certification fee at \$25 instead of delegating to board power to fix same. Deletes provision for certification, without examination, of persons who practiced accountancy three years prior to March 23, 1901.

Creates special fund in state treasury, for receipt of fees collected, withdrawable subject to budget limitations.

#### S. B. 45. GARRISON.

Amends §§ 3, 5, 6, 7, Act 486, re practice of architecture.

Increases from \$5 to \$10 fee payable by person passing examination; omits \$5 fee now payable to secretary state. Certificate issued by secretary of district board instead of secretary of state. Likewise, secretary of district board will give notice of cancellation of certificates.

Two special funds in state treasury created for receipt of fees and made available for support of northern and southern district boards.

#### S. B. 46. FELLOM.

Amends § 190, Pen. C., abolishing capital punishment for murder in first degree, prescribing life imprisonment.

As punishment for murder of second degree, prescribes imprisonment not less than ten years instead of five years to life.

#### S. B. 47. JONES, HERBERT C.

New act known as "Water Conservation Act of 1929."

Provides for organization and government of water conservation districts after special election called by county board of supervisors after hearing upon petition signed by not less than either 500 or five per cent of qualified electors of proposed district.

District to be formed for purpose of conserving and storing waters of stream or innavigable river; principally by spreading and sinking same by means of sinking basins and wells.

District divided into divisions for each of which a director is elected. District has power of eminent domain and to levy and collect tax not to exceed  $1\frac{1}{2}$  mills.

S. B. 48. JONES, HERBERT C.

New act relating to study of educational problems in California, appropriating \$50,000 therefor.

Provides for appointment by Governor of commission of nine to "investigate the educational, geographical, financial and organizational problems of public education," not including University of California. Commissioners serve without pay.

S. B. 49. YOUNG.

Adds § 626*t*, Pen. C., relating to cats in game refuges. Classifies such cats as predatory animals.

Makes it a misdemeanor to suffer or allow a domestic or house cat to enter a game refuge.

S. B. 50. YOUNG.

Amends § 2, Act 2694, relating to state nursery.

Authorizes state forester to distribute, free, nursery stock and seed to various state, county and municipal boards and officers and to private persons for planting on other than private property or for planting along public ways; and to sell, at cost, for other public planting or reforestation.

S. B. 51. YOUNG.

Amends § 384*a*, Pen. C., prohibiting destruction of Christmas trees.

"Every" substituted for "any" in first line. Omits "firm or corporation" in first line.

Broadens section to include removal, and substitutes "native tree, shrub or plant" for Toyon or Christmas tree, and to include sale of trees, shrubs and plants grown on public lands or removed from private lands without written permit from owner.

Broadens punishment to include imprisonment.

Excludes from operation of section trees, shrubs or plants which are poisonous, noxious or injurious or declared by law to be a nuisance.

S. B. 52. CROWLEY.

New act. Provides for examination and certification of persons, other than registered nurses, engaged in the practice of nursing for compensation. Administered by state board of nurse examiners. (As

to latter, see S. B. 104.) Violation of act a misdemeanor. Repeals act 5546, re examination and licensing of trained attendants.

S. B. 53. INMAN.

Amends §§ 691, 693, 806 and 882, Act 5233, relating to courts in municipal corporations of fourth, fifth and sixth classes.

§ 691 is broadened to include violations of all city ordinances, excludes all civil cases from jurisdiction of police courts in cities of fourth class. Omits subdivisions 6, 7, 8 and 9 of section.

§ 693 amended to conform to § 691 as amended.

§ 802 and § 882 limit jurisdiction of recorders' courts in cities of fifth and sixth classes, respectively, to criminal actions.

S. B. 54. INMAN.

Adds § 4300m, Pol. C.

Prescribes same fees and costs in justice courts of cities and judicial townships having population of ten thousand or more, as allowed in municipal courts. Has no application to small claims courts.

S. B. 55. INMAN.

Amends §§ 76 and 77, C. C. P., relating to jurisdiction of superior court.

Limits original jurisdiction of superior courts in civil cases to naturalization and cases not within jurisdiction of municipal and justices' courts. Extends appellate jurisdiction to cases arising in municipal courts.

S. B. 56. INMAN.

Adds § 934 to C. C. P. for purpose of limiting civil jurisdiction of police courts to those existing in counties, cities, or cities and counties having freeholders' charters.

S. B. 57. INMAN.

Repeals § 4427, Pol. C., relating to exclusive jurisdiction of certain police courts.

Repeals § 4432, Pol. C., relating to proceedings in certain police courts, in civil actions.

S. B. 58. INMAN.

Adds new § 831½b, C. C. P., to specify proper court for trial or actions transferred from municipal courts.



Repeals § 835, C. C. P., which specifies proper court for trial of actions transferred from justices' courts.

S. B. 59. INMAN.

Amends § 274*c*, C. C. P., re phonographic reporters.

Enlarges scope of section to include reporters of justices' courts of record.

S. B. 60. INMAN.

Adds § 900*b*, C. C. P.

Makes §§ 656-663*a*, C. C. P., relating to new trials, applicable to justices' courts in cities and judicial townships having population of ten thousand or more.

S. B. 61. INMAN.

Adds § 831*h*, C. C. P.

Makes procedure for commencement and prosecution of civil actions and enforcement of judgments in municipal courts applicable to civil actions in justices' courts in cities and judicial townships having population of ten thousand or more. Specifies proper court for trial of actions transferred from justices' courts in cities and judicial townships having population of ten thousand or more and provides procedure for such transfer.

S. B. 62. INMAN.

Adds § 982*a*, C. C. P.

Makes procedure for appeals from municipal courts applicable to appeals from justices' courts in cities and judicial townships having population of ten thousand or more.

S. B. 63. INMAN.

Adds § 927*g*, C. C. P.

Allows costs of action and execution upon judgment to the prevailing party in small claims court.

S. B. 64. INMAN.

Amends § 112, C. C. P.

Enlarges jurisdiction of justices' courts in cities, etc., having population of 20,000 or more to include : (1) all actions at law where amount in controversy, exclusive of interest or value of property in controversy, does not exceed \$1,000; (2) all cases to enforce or foreclose liens on personal property where amount of lien or value of property does

not exceed \$1,000; (3) all misdemeanors except those where juvenile court has original jurisdiction.

Subdivision 2 of section enlarges jurisdiction of justices' courts in cities, etc., having population of 10,000 to 20,000, in same instances where amount in controversy does not exceed \$500, and to include actions of forcible or unlawful entry or detainer where rental value does not exceed \$50 per month and damages claimed do not exceed \$500.

Subdivision 3 confers jurisdiction on justices' courts in cities, etc., having population of less than 10,000 in following cases: (1) actions at law where amount in controversy, exclusive of interest or value of property in controversy, does not exceed \$300; (2) actions of forcible or unlawful entry or detainer where rental value does not exceed \$25 per month and damages claimed do not exceed \$300; in cases to enforce and foreclose liens on personal property where amount of liens or value of property does not exceed \$300; in criminal cases where a maximum punishment is \$500 fine, 6 months imprisonment, or both.

Repeals by implication § 113, C. C. P.

S. B. 65. INMAN.

Amends §§ 2006 and 2032, C. C. P., relating to depositions.

Requires officer and shorthand reporter taking depositions to be disinterested unless otherwise stipulated, and requires certificate of officer to deposition to state such lack of interest.

S. B. 66. INMAN.

Amends § 4300a, Pol. C., relating to county clerk's fees. Increases the filing fee for a demurrer from \$2 to \$5, minimum charge and \$3 for each additional defendant.

S. B. 67. INMAN.

Adds §§ 77a and 77b, C. C. P., establishing appellate department in certain superior courts. Provides such department shall be established in any county or city and county where there is a municipal court. Three judges of superior court to act as judges in appellate department. Provides for jurisdiction, rules and procedure in such appellate department.

S. B. 68. INMAN.

Amends § 1462, Pen. C., relating to criminal jurisdiction of municipal courts.

Confers original jurisdiction on municipal courts over all misdemeanors committed within county except those where exclusive jurisdiction is now conferred on other city courts.

Confers concurrent jurisdiction with superior court over offenses punishable either by imprisonment in state prison or by fine or imprisonment in county jail. Makes applicable superior court procedure on informations and commitments, justices' and police court procedure thereafter and on appeals from justices' and police courts same procedure as on appeals therefrom to superior court.

S. B. 69. INMAN.

Amends §§ 28 and 29, Act 5238, relating to jurisdiction of municipal courts.

Amends § 28 to conform to provisions of § 1462, Pen. C., as amended by S. B. 68.

Amends § 29 by—

Increasing civil jurisdiction in cases at law, actions of forcible entry or forcible or unlawful detainer and actions to enforce and foreclose liens on personal property, to double present jurisdictional amount;

Increasing territorial jurisdiction to all civil actions where a proper defendant resides or has place of business within county;

Increasing jurisdiction to include legal actions within exclusive jurisdiction of municipal courts where equitable defense or cross-complaint is interposed; and

Excluding from jurisdiction cases in small claims courts.

S. B. 70. INMAN.

Amends § 34, C. C. P., defining courts of record.

Adds to definition district court of appeal, municipal courts and justices' courts in cities, etc., having population of 20,000 or more.

S. B. 71. INMAN.

Adds § 4185a, Pol. C., relating to office of justice of the peace.

Admission to practice law in this state made prerequisite to eligibility for office of justice of the peace in cities, etc., having population of 10,000 or more. Does not apply to incumbents.

S. B. 72. INMAN.

Amends § 4014, Pol. C., relating to officers of judicial townships.

Allows more than one justice of the peace and one constable in all judicial townships having a population of 10,000 or more.

Omits existing provision for method of determining population of townships. Omits existing provision as to method of filling additional offices created.

S. B. 73. INMAN.

Amends §§ 632, 633, 634, 644, 650, 657, 659, 660, 664, 953a, 953c, 956, 1717, and adds §§ 659a, 661, and 662, C. C. P., relating to findings, judgments, new trials, appeals, and trials in probate proceedings.

§ 632. Entirely changed. Omits requirement that decision be filed within thirty days after submission of cause.

Allows general or special findings to be filed. Defines general findings. Prescribes manner of making and serving special findings.

Second paragraph same as last paragraph of present § 634.

§ 633. Entirely changed. Abolishes conclusions of law. Requires judgment to conform to special findings.

§ 634. Entirely changed. Abolishes provisions as to waiver of findings, creates complete and partial special findings and establishes rule of law as to matter omitted from partial special findings.

§ 644. Gives court power to vacate or modify findings of referee and commissioner.

§ 650. Enlarges scope of section to apply to trials without a jury. Limits bills of exceptions to trials involving questions of fact. Increases time allowed for preparing draft of same from 10 to 20 days where motion for new trial is not made, and makes mandatory provisions as to content of such draft.

Section divided into 9 instead of 3 paragraphs.

§ 657. Enlarges court's powers on motions for new trials to allow modification of verdict or decision in part only and granting of new or further trial on part of issues.

§ 659. Makes time for filing and serving notice of motion for new trial in jury trials run from date of judgment and not verdict and makes same commence to run from time of receiving "written" notice of entry of judgment.

Gives notice of intention to move for new trial legal effect of motion therefor as to all grounds stated therein.

§ 659a. New. Contains provisions of last sentence of present § 659. Requires in addition that affidavits and counteraffidavits be supported by memoranda of points and authorities, and provides that court may construe failure to file same as admission of propriety of opponent's position.

§ 660. Changes time within which motion for new trial must be decided from 60 to 90 days from service on moving party of "written" notice of entry or judgment, or if such notice is not served, from filing



of notice of intention to move for a new trial. Reckons time from entry of judgment rather than verdict.

Paragraphing new.

§ 661. New. Prescribes who may hear and determine motions for new trials and time and manner of notice, argument and submission of same. Requires submission at least 10 days before power of court to decide same expires as provided in § 660.

Gives court power to direct submission of cause with or without oral argument.

§ 662. New. Provides that in passing on motions for new trials court may disregard matters not presented in affidavits or moving party's memorandum of points and authorities, and defines powers of court in ruling on such motions in cases tried without a jury.

§ 664. Requires judgments in jury cases to be in writing and filed and entered by clerk. Increases time for entry from 24 to 48 hours after verdict rendered. Requires decisions in court cases to be entered in minutes and judgment in conformity therewith to be in writing, signed, filed with clerk and entered by him forthwith.

§ 953a. Broadens scope of section to include appeals from any court of record.

Requires notice and transcript to contain "all proceedings taken on motion for a new trial and on matters to which the same relates." (See S. B. 99.)

§ 953c. Broadens scope of section to apply to appeals from any court of record as per § 953a. Omits provisions requiring briefs or supplements thereto to be printed and to contain portions of record relied upon.

§ 956. Prohibits appeals from trials on questions of fact unless affidavits, if any, notice of intention to move for new trial and memoranda of points and authorities have been presented as required by § 659, § 659a, § 660, § 661 and § 662, and excludes from consideration matters "not waived" in such affidavits or memoranda of points and authorities.

§ 1717, relating to trials in probate proceedings. Requires court in framing and settling issues in jury trials to notify both parties. Omits references to § 632 and § 633.

S. B. 74. INMAN.

Amends § 1013, C. C. P., relating to service of notices, etc., by mail and effect thereof.

Lessens time allowed to person receiving notice from one day for each 25 miles to one day for each 100 miles.

S. B. 75. INMAN.

Adds § 4, Act 3904, relating to extra compensation of justices, judges and justices of the peace assigned to other courts than their own.

Applies only to judges sitting for members of judicial council and makes state solely liable for their extra compensation and expenses. Repeals by implication existing § 1 of said act in its application to such judges in such cases.

See S. B. 85.

S. B. 76. INMAN.

Adds § 727a, Pol. C., providing for enforcement of orders of judicial council.

Allows judicial council to enforce cooperation from clerks of courts as provided in § 727, Pol. C., by prohibiting county auditors from issuing warrants for clerks' salaries, upon receipt of certificate of secretary of judicial council that reports have not been filed by them as requested by judicial council. In such case clerk must file affidavit that reports have been mailed before obtaining his salary.

S. B. 77. INMAN.

Adds § 1093a, Pen. C., relating to instructions to jurors in criminal cases.

Makes § 607a and § 607b, C. C. P., applicable to criminal cases.

See S. B. 78, adding §§ 607a and 607b, C. C. P.

S. B. 78. INMAN.

Amends § 607 and adds § 607a and § 607b, C. C. P., relating to conduct of jury trials and instructions to juries.

§ 607. Subdivision 5 combines old subdivisions 4 and 6.

Subdivision 6 is old subdivision 5.

Subdivision 4 denies right of argument to jury in discretion of court.

§ 607a requires counsel in jury trials to deliver to judge and opposing counsel typewritten copies of all proposed instructions before first witness sworn. Allows additional instructions on law raised by evidence to be submitted before argument or charge to jury commences. Allows instructions submitted later to be disregarded.

§ 607b requires all objections to instructions, modifications thereof or refusal to give same to be made before jury retires, and requires court to give counsel reasonable time to present such objections.

S. B. 79. INMAN.

Amends §§ 1022, 1025 and 1033 C. C. P., relating to costs.

§ 1022. Allows costs to prevailing party in all actions for recovery of possession of personal property, money or damages.

§ 1025. Removes from discretion of court allowance of costs in certain actions, as per § 1022.

Figures substituted for words "ten hundred twenty-two," page 1, line 20.

Both sections deny costs to plaintiff prevailing in any action which could have been commenced in a municipal or inferior court in the same county or city and county.

§ 1033. Reckons time of filing cost bill and motion to retax costs from judgment and not from verdict or decision of court or referee. This change conforms to amendments contained in S. B. 73 and

S. B. 348.

Omits definition of "decision" in conformity to S. B. 73.

Substitutes "ordered" for "rendered," page 2, line 2.

S. B. 80. INMAN.

Adds § 722, C. C. P., relating to supplementary proceedings.

Allows order of examination and other orders incidental thereto to be obtained against any judgment debtor or person or officer or member of corporation having property of such debtor or owing him over \$50, in county of residence or place of business of such debtor, person, corporation, officer or member, if other than county where judgment obtained, upon filing abstract of judgment with clerk of superior court, and presentation of affidavit setting out facts to judge of superior court. Prescribes fee of \$2 for filing abstract.

S. B. 81. INMAN.

Amends §§ 591, 592, 593 and 594, C. C. P., relating to trials.

§ 591. Allows court to construe failure to prosecute demurrer as provided by C. C. P. "or in any rules which may be adopted by the judicial counsel" except in cases mentioned in 434, as a waiver of such demurrer. (See S. B. 255.)

§ 592. Limits right to trial by jury. Allows judicial "counsel" to provide by rule when jury trial must be waived in certain actions.

§ 593. Entirely changed. Confers on judicial "counsel" power to provide by rule for all calendars and assignment and disposition of all matters and cases in trial courts.

Continues operation of present section until such rules become effective.

§ 594. Confers power on judicial "counsel" to prescribe by rule what notice of trial shall be given. Continues present five-day notice until such rules become effective.

S. B. 82. INMAN.

Amends § 681*a*, C. C. P., relating to stay of execution.

Omits "judgment" from provisions of section and adds proviso that if motion for new trial is pending, execution may be stayed until ten days after determination thereof.

S. B. 83. INMAN.

Adds §§ 1001, 1001*a*, 1001*b* and 1002, C. C. P., relating to admissions.

§ 1001. Admissions as to written instruments. Allows counsel to exhibit written instrument to opposing counsel at least ten days before trial and request written admission of its genuineness, due execution and delivery. Upon failure to give such admission within five days, requires upon proof of such instrument, that cost of such proof be paid by party refusing to make such admission unless he shows to satisfaction of court good cause therefor.

§ 1001*a*. Admissions as to facts. Allows party by written notice at least ten days before trial, to request adverse party to admit any facts mentioned in notice. On failure to admit same within five days or further time allowed by judge, makes expenses of proving same a charge against party refusing to make such admission, unless at trial, court or judge otherwise directs or certifies that refusal was reasonable. Limits scope of admission to cause, matter or issue before court and its benefit to party giving such notice. Gives court or judge power to allow amendment or withdrawal of any such admission.

§ 1001*b*. Admissions re possession of documents. Confers power on court at any time on application of any party, supported by affidavit stating on information and belief that party against whom application is made has or has had in his possession or power a document or documents or class or classes of documents specified in such application and that same relate to matter in controversy, to make order requiring such party to state by affidavit whether such documents are in his possession, and if not, when he parted with same, and what has become of them.

§ 1002. Allows reasonable attorneys fee to be included in costs allowable under §§ 1001 and 1001*a*.

S. B. 84. INMAN.

Amends §§ 204, 205 and 206, and repeals 204*a*, 204*b*, 204*c*, 204*d*, 208, 209, 211, 214, 215, 219, 220, 225, 226, 227, 228, 230, 231, 232, 246,



247, 248, 250 and 251, C. C. P., relating to jury commissioners and selecting, returning, summoning, drawing and impaneling jurors.

§ 204. Entirely changed. Present section provides manner of compiling jury lists. Amendment delegates power to judicial council to prescribe by rule law as to selecting, returning, summoning, drawing and impaneling of grand and trial jurors. Purports to continue present law in force until such rules become effective.

Repeals by implication all other provisions of C. C. P. and Pen. C. upon same subjects.

§ 205. Entirely changed. Present section prescribes certain qualifications of jurors. Amendment empowers judge or judges of superior court in certain counties and majority of such judges in other counties to appoint a jury commissioner to assist them in selecting, returning, summoning and drawing jurors. Prescribes his salary and term of office. Makes his salary a county charge. Conflicts with § 204, *supra*.

§ 206. Entirely changed. Present section relates to selection of jurors in counties of first class. Amendment allows majority of judges of superior court in counties having secretary of superior court to require him to perform duties of jury commissioner and prescribes his additional compensation therefor. Conflicts with § 204, *supra*. Repeals by implication § 204e, C. C. P.

Expressly repeal §§ 204a, 204b, and 204c re jury commissioner; § 204d re selection of jurors; §§ 208 and 209 re grand and trial jury lists; § 211 re selection of grand and trial jurors; §§ 214, 215, 219 and 220 re drawing and selecting trial juries; §§ 225, 226 and 227 re summoning jurors for courts of record; § 228 re compensation of jurors; §§ 230, 231 and 232 re summoning juries in justice's, police and other inferior courts; §§ 246, 247 and 278 re empaneling trial juries in courts of record; and §§ 250 and 251 re empaneling trial juries in justice's, police and other inferior courts.

(See A. B. 502 and A. B. 708.)

#### S. B. 85. INMAN.

Amends § 1, Act 3904, re extra compensation of judge assigned to court other than his own.

Adds proviso to subdivision (d) that where regular compensation of judge assigned to another county exceeds compensation of superior judge in such county, his expenses shall be borne by state and such county in same manner as compensation of judge of superior court in such county.

#### S. B. 86. INMAN.

Amends §§ 258 and 259, C. C. P., re court commissioners.

§ 258. Enlarges scope of section to apply to commissioners in all superior courts and by making any resident of state admitted to prac-

tice law, including justices of the peace and judges of municipal and inferior courts, eligible. Allows commissioners to hold such office in any number of counties and requires their appointment to be made by order entered in minutes of court.

§ 259. Makes all powers of commissssioners subject to courts supervision, and subject thereto, enlarges their powers to include: hearing and determining all ex parte applications for orders and writs: taking proof and rendering reports on any fact upon which court requires information: exercising all powers and performing all duties and functions of judge of superior court at chambers: except in jury trials, hearing and determining any action, etc., on written stipulation of parties: hearing and determining all proceedings except trial on merits, in divorce, annulment and maintenance cases: acting as jury commissioner when so appointed: and exercising powers anywhere in county for which appointed. Makes their compensation provided by law a county charge and in addition to compensation for other offices held by them:

Five new subdivisions are added to section. See A. B. 492.

**S. B. 87. INMAN.**

Amends § 166, C. C. P., relating to powers of superior court judges at chambers.

Enlarges powers of judges of superior court at chambers to include determination of motions for new trials, to vacate judgments and all uncontested actions, demurrers, motions, petitions, applications and matters except divorce, maintenance or annulment of marriage or applications for confirmation of sale of real property.

**S. B. 88. INMAN.**

Amends § 2031, C. C. P., relating to depositions.

Provides that affidavit for order to take depositions under subdivision 6 of § 2021, C. C. P., must show wherein witness can establish facts.

Lessens time of notice from one day for each twenty-five miles to one day for each one hundred miles from place of examination to residence of witness.

**S. B. 89. INMAN.**

Amends §§ 447 and 448, C. C. P., re pleading of written instruments.

§ 447. Requires complaint in actions on written instrument to set out same or attach copy and incorporate it by reference, unless beyond power of pleader, in which event such fact must be pleaded.

§ 448. Requires answer in actions where defense is based on written instrument to set out same or attach copy and incorporate it by refer-

ence, unless beyond power of pleader, in which event such fact must be pleaded.

See S. B. 149.

S. B. 90. INMAN.

Amends § 396, C. C. P., relating to change of venue.

Abolishes affidavit of merits.

Requires verified answer showing meritorious defense to be filed before hearing motion for change of venue.

Gives court power to retain case for trial on countermotion of plaintiff, when such will promote convenience of witness or ends of justice.

S. B. 91. INMAN.

Act to amend § 831*b*, C. C. P., re change of venue in municipal courts.

Deletes proviso in first paragraph of section allowing retention of case unless defendant files affidavit of merits and written demand for change of venue at time of answer or demurrer.

S. B. 92. INMAN.

Amends § 647, C. C. P., re exceptions presumed by law to have been taken.

Deletes provisions as to instructions, thereby requiring exception to be taken to giving or modifying or refusing an instruction.

S. B. 93. INMAN.

Amends §§ 631, 1312, 1330 and 1636, C. C. P., re jury trials.

§ 631. Changed to allow waiver of jury trial in any action.

Delegates to judicial council power to provide by rule time and manner of demanding jury trials.

Adds two subdivisions to section, requiring deposit with clerk, at time of demand for jury, sum equal to one day's fees of jury, and, at time of impanelment of jury, sum equal to mileage and transportation of jury to date as allowed by law.

Requires transportation for jury, if any, to be deposited daily during trial.

See A. B. 335 and S. B. 84.

§§ 1312 and 1330. Requires jury trial in all will contests "unless such jury be waived as in other cases." Omits provision as to written request for jury trial and time therefor.

See S. B. 339.

§ 1636. Requires jury trial of issues of fact on contest of allowed claim in probate "unless such jury be waived as in other cases."

S. B. 94. INMAN.

Adds § 167, C. C. P., giving judge of superior court same powers elsewhere in state as in chambers.

S. B. 95. INMAN.

Amends § 472, C. C. P., relating to pleadings.

Allows court to impose fine of \$10 on party filing frivolous demurrer, makes such fine payable to county treasury and its payment prerequisite to right of party to further plead.

S. B. 96. INMAN.

Amends §§ 1327, 1491, 1616 and 1664, C. C. P., re time for certain acts pertaining to probate of estates.

§ 1327. Changes time for filing will contest after probate from one year to six months. See A. B. 339.

§ 1491. Changes time of publication of notice to creditors from ten months where estate exceeds \$10,000 and four months in other estates to six months in all cases. See A. B. 347.

§ 1616. Changes time when executor or administrator may obtain allowance on fees from one year to six months after admission of will to probate or granting of letters of administration.

Paragraphing new. "in" substituted for "by," page 1, line 19.

§ 1664. Changes time when petition to determine heirship may be filed from one year to six months after issuance of letters of administration.

Paragraphing new. "in" substituted for "of," page 3, line 41.

S. B. 97. INMAN.

Amends § 2009, C. C. P., relating to use of affidavits.

Removes existing exception. Allows use of affidavit in uncontested probate proceeding as evidence to prove a will.

S. B. 98. INMAN.

Adds § 1179a, C. C. P., relating to summary judgments.

Allows frivolous or unverified answers in actions for debt or liquidated demands to be stricken out and judgment entered for plaintiff upon motion supported by verified statement of facts.



Allows defendant or his agent to show, on such motion, meritorious defense by affidavit and specifies matter to be contained in such affidavit.

S. B. 99. INMAN.

Amends §§ 831*c*, 831*d*, 988*a*, 988*b* and 988*c*, C. C. P., re civil proceedings in municipal courts and appeals therefrom.

§ 831*c*. Deletes exception, thereby making time for appearance of defendant same as in superior court (10 days if summons served in county, 30 days if served elsewhere).

§ 831*d*. Deletes subdivision (1) thereby requiring findings of fact in all cases unless expressly waived.

Renumbers subdivisions. "a" changed to "any," page 1, line 24. See A. B. 402 and S. B. 79.

§§ 988*a*, 988*b* and 988*c*. Adds provisions allowing appeals from municipal courts by method provided in § 953*a*, C. C. P. (alternative method). See S. B. 73.

S. B. 100. FELLOW.

Amends § 1, Act 2349, re employment agencies.

Adds to definition of employment agency "farm labor agency," agencies for registration of persons seeking to "retain" employment, agencies for providing work or employment and agencies, etc., collecting "registration" fees.

S. B. 101. FELLOW.

Amends § 12, Act 2349, relating to employment agencies.

Requires insertion, in employment receipt and in schedule fees of employment agency, to effect that fee will be repaid to applicant upon demand where no position secured.

S. B. 102. LYON.

Amends §§ 16 and 21, Act 57, re adulterated drugs.

Omits provision allowing hearings before secretary and two members of state board of health for violation of act, and permits such hearing before the secretary.

Provides one-half of fines collected for violation of act be paid into general fund of state instead of into special fund for maintenance of state laboratory.

**S. B. 103—ROCHESTER.**

New act.

Creates commission to select site for additional state hospital for insane; directors of finance, institutions and public works comprising the commission. Commission to recommend changes in law to provide for establishment and proper functioning of hospital.

**S. B. 104. CROWLEY.**

New act regulating practice of nursing; administered by board of nurse examiners, five members appointed by governor.

Provides for examination and registration of nurses; accrediting of schools of nursing; issuance and revocation of certificates. Fees paid into special fund of state treasury, from which money is withdrawable to carry out purposes of act.

Supersedes and repeals present law on the subject, Act 5545, which vests administration in state department of public health.

In case a department of vocational standards is created, this session, the new board will become a part of that department. (§§ 23 to 36).

**S. B. 105. CROWLEY.**

Amends §§ 11, 12 and 16, Act 5886, regulating practice of pharmacy.

In § 11, bill omits first two sentences of existing provisions of section relating to responsibility of proprietor or manager of drug store for quality of drugs, chemicals and medicines, and false labeling or adulteration of drugs or medicinal substances.

Existing provision of § 12 makes act inapplicable to certain proprietary medicines; bill makes act applicable to proprietary medicines which are preparations or compounds of U. S. pharmacopeia, U. S. Dispensatory or national formulary or other standard formulary.

In § 16, bill omits from list of drugs which may be sold by grocers and dealers generally: Jamaica ginger, ant poison, squirrel poison, gopher poison, and arsenical poisons used for orchard spraying.

**S. B. 106. CROWLEY.**

Adds § 20½, Act 4807, "Medical Practice Act."

Makes it a misdemeanor for any person, not a member of state board medical examiners, nor its attorney or agent, to display a badge or other insignia with intent to claim association with said board in performance of duties of the board.

**S. B. 107. CROWLEY.**

Amends § 5a, Act 5994, re sale of poisons.

The law prohibits sale of certain poisons (listed in Schedule A, § 5a), except under certain restrictions, including use of certain labels and the recording of sales.

The bill excludes from Schedule A, economic poisons used for eradication of weeds, insects, fungi, plant and animal pests, sold in packages of 4 pounds or more and properly labeled.

S. B. 108. INMAN.

Amends § 4300c, Pol. C., recorder's fees.

One dollar to be minimum fee for filing, recording, etc., except otherwise provided. Increases fee for filing, indexing and keeping papers not required to be recorded, from 25 cents to \$1; fee for preparing and transmitting to secretary state certificate of mortgage, assignment, or discharge of mortgage on live stock, vehicle or migratory chattel, from 75 cents to \$1.50.

S. B. 109. LYON.

Amends § 2, Act 1451, relating cold storage warehouses under state board health.

Secretary of state board health required deposit fees collected under act with state treasurer for credit general fund.

S. B. 110. LYON.

Amends § 8, Act 2220, relating to egg industry.

One-half of fines collected under act (instead of all thereof) to be remitted by county to state treasurer and credited to general fund.

S. B. 111. LYON.

Amends §§ 15, 20, Act 58, for prevention of sale of adulterated drugs.

Omits provision for hearing before secretary and two members of state board of health when provisions of act appears to have been violated; permits hearing before secretary.

One-half of fines collected to be credited to state general fund instead of special fund.

S. B. 112. HURLEY.

New act, prohibiting employment of aliens by contractors or subcontractors on state or local public work, except in case of emergency or time of war; violation, a misdemeanor.

S. B. 113. LYON.

Amends §§ 42, 43, Act 5128, Motor Vehicle Act.

Motor vehicle division to supply one number plate, instead of two, for each motor vehicle; same to be attached to rear of vehicle.

S. B. 114. LYON.

Amends § 955, C. C., relating to assignment of wages.

Permits assignment of unearned wages to secure payment of fees charged by employment agency for services rendered in securing the employment out of which the wages arise.

S. B. 115. LYON.

Amends § 11, Act 2349, re employment agents.

Present law requires employment agent to give contract or receipt to applicant for employment when latter is to pay a fee. Bill confines such requirement to case where applicant "actually accepts such employment" and is to pay fee for "that particular employment."

S. B. 116. LYON.

Amends § 3, Act 5841, retirement county employees.

Provides that any county employee who becomes member of any other pension or retirement system for county employees shall be excluded from membership in the association established by act and amount of his contributions refunded.

S. B. 117. LYON.

Amends §§ 7½ and 83, Act 5128, Motor Vehicle Act.

Amendment to § 7½ provides that special mobile equipment includes ditch digging apparatus.

Amendment to § 83 extends "special mobile equipment" the exemption from the limitations re width of vehicle and load which is now accorded to certain implements of husbandry.

S. B. 118. LYON.

Amends § 12, Act 2349, relating to employment agencies.

If applicant secures employment from prospective employer to whom referred by employment agency or from third party to whom applicant is referred by first prospective employer, the employment agent is entitled to his fee.

S. B. 119. LYON.

Amends § 1, Act 2349, re employment agencies.

Provides that organization engaged in finding employment for its members and charging membership fees or dues, in order to be exempt



from provisions of the act, must apply therefor to commissioner of bureau of labor statistics, in addition to filing the documents now required.

Also, limits such organizations to those which charge but "*one* membership fee or *one* fee for dues."

S. B. 120. ALLEN.

Amends § 69, C. C., relating to marriage licenses.

Deletes provision requiring application for marriage license to be made three days prior to issuance.

Permits clerk to examine male applicant, on oath, prior to issuance of license, but not female applicant.

S. B. 121. YOUNG.

Amends § 6, Act 3625, Child Labor Law.

Substitutes for "certificate" words "school enrollment certificates" throughout section, thereby clarifying designation of files to be kept by persons employing minors under age 18 years.

S. B. 122. INMAN.

Budget Bill, appropriating moneys for support of state during biennium ending June 30, 1931. (See A. B. 95, the same.)

S. B. 123. ALLEN.

Adds § 1740a, Pol. C., re high schools.

Allows each member of union or joint union high school district board of trustees same mileage rate and same per diem, as member of county board education under § 1770 (3) of Pol. C.

S. B. 124. MERRIAM.

New act.

Declares proposed highway extending from Beverly boulevard (city of Los Angeles) through Pomona, connecting with Mission Highway, part of state highway system.

S. B. 125. BAKER.

Adds § 1308, Pen. C., re bail bonds.

Prohibits court or magistrate from accepting, as surety on bail, any person or corporation, "summary" judgment against whom remains unpaid 10 days after judgment becomes final.

S. B. 126. BAKER.

Adds § 1269a, Pen. C., re bail in criminal cases.

Provides that defendant charged with felony can not be discharged from custody upon bail except upon written order of judge fixing bail and where undertaking is furnished latter must be in writing approved by judge; provides also for filing undertakings and orders; making it a misdemeanor for officer to release defendant upon bail except as provided in said section.

S. B. 127. BAKER.

Amends § 1306, Pen. C., re forfeiture of bail bonds.

Provides that five days after judgment on bail bond becomes final, district attorney shall demand payment; if not paid ten days thereafter, writ of execution will issue and be levied on property of judgment "creditor."

S. B. 128. BAKER.

Amends §§ 3, 8 and 9, and adds § 9a, Act 1904, re state bureau criminal identification.

Provides for investigators or specialists in crime detection: superintendent to furnish attorney general or any district attorney or peace officer, upon request, such investigators or specialists to investigate crimes under investigation and to identify or apprehend perpetrators thereof.

Provides for schools for training peace officers in use of equipment and method for identification and apprehension of criminals.

Changes verbiage in § 8 and requires police officers furnish bureau daily reports of felonies committed in their respective jurisdictions, with detailed description of each crime.

In § 9, bill requires board file complete record of finger prints, applications and licenses to carry concealed weapons, records of sales of deadly weapons and all other pertinent facts in re crimes and criminals. Copies of such records furnished to federal officers, and officers of other states, upon application, only when same is necessary for proper administration of law.

§ 9a requires law enforcement officers, officials of correctional schools and hospitals for insane, and all persons who come in contact with crimes and criminals to furnish information to the bureau, upon request, in re crimes reported and discovered; arrests, indictments, and disposition made of same; and other information useful to board in determining cause and amount of crime and in studying crime, police methods, court procedure and penal problems. Provides for statistician to compile data and statistics.

S. B. 129. BAKER.

Amends § 4, Act 7496, re part-time vocational classes in high schools.

To measure and grade intelligence, to determine aptitude and to advise pupils as to vocations for which best fitted, examinations and tests of pupils, by specialists, are to be given.

S. B. 130. BAKER.

Amends § 1683, Pol. C., re pupils in elementary schools.

Every pupil enrolled may be given individual tests of ability to determine adjustments that will enable pupil to secure best results from prescribed course of study. Examination and qualification of examiner to be approved by state department of education.

S. B. 131. BAKER.

Amends § 1751, Pol. C., re pupils in high schools.

Every pupil enrolled shall be given individual tests of ability to measure rate or grade shown according to age and to guide pupil in course of study and type of work. The examination and test and qualification of person giving examination to be approved by state department of education.

S. B. 132. BAKER.

New act re reports of personal injury cases.

Requires anyone conducting hospital or pharmacy to which person suffering from wound or other injury comes or is brought, to report same by telephone and in writing, to local police authorities. Report to contain name of injured, whereabouts and character of injuries. Duty of every physician, surgeon, nurse or other person who has under his charge any person suffering from any wound or injury to make a like report.

S. B. 133. BAKER.

Amends § 2 and adds § 2a, Act 2350, re free employment bureaus.

Purpose of such bureaus defined as that of furnishing employees to employers seeking help, and assisting persons desiring work to secure and continue in employment.

Authorizes director industrial relations to make loans or advances, arrange transportation, board, lodgings and other assistance that may be necessary and proper to carry out spirit and purposes of act.

S. B. 134. BAKER.

Amends §§ 1377, 1378 and 1379, Pen. C., prescribing certain criminal prosecutions which may be compromised, the proceedings incident to

a compromise, and the penalty for compromise made otherwise than as specifically prescribed, respectively.

§ 1377. Existing law permits compromise, in manner specified § 1378, Pen. C., of any misdemeanor charge, for which injured person has civil remedy, except when offense alleged to have been committed by or upon officer of justice, riotously, or with intent to commit felony. Bill permits compromise in manner specified next section of bill of any misdemeanor charge, whether person injured has civil remedy or not, and of any criminal charge except certain specified major crimes, unless offense alleged to have been committed by or upon officer justice, riotously, or in "such manner as to incite a breach of the peace."

§ 1378. Existing law allows court, in its discretion, to stay proceedings and discharge any defendant held upon misdemeanor charge, compromisable under § 1378 Pen. C., if injured party appears before court and acknowledges receipt of satisfaction for injury. Bill allows court, in its discretion, upon such terms as it may fix, to stay proceedings and discharge any defendant held, upon misdemeanor or criminal charge, compromisable under preceding section of this bill, whenever district attorney, defendant and defendant's counsel, if any, while injured party is in court, join in a recommendation that offense be compromised. A further provision is made to effect that full record of proceedings must be made, entered and signed by court, district attorney, defendant and defendant's counsel, if any.

§ 1379. Existing law expressly prohibits any compromise of any public offense except as provided in §§ 1377-1379, Pen. C. Bill makes participation in compromise, by any person, otherwise than as in those sections provided, punishable by not to exceed ten years state prison, and also, in case of public officer, by removal from office.

#### S. B. 135. BAKER.

Amends §§ 8, 9, 10, Act. 1970, relating to applications for license to carry concealed weapons, to dealers register of sale of weapons capable of being concealed upon the person, and to sales of weapons to aliens and felons, respectively.

§ 8, now, permits certain peace officers, upon receipt of application containing certain specified information in writing, to issue permits, to persons other than aliens, felons and minors under age 18, to carry concealed weapons. Bill provides application must contain finger prints of applicant and be filed with officer in duplicate and one copy be forwarded same day to state bureau criminal identification and investigation, for comparison finger prints and other data. If investigation discloses applicant is felon, or otherwise disqualified, license must be withheld or revoked. Requires officer who issued license to revoke same in certain cases and permits him to do so whenever he "deems it advisable \* \* \* ." Makes giving of false name or address in application misdemeanor.



§ 9, now, permits sale, but requires every person who sells, leases, etc., any firearm capable of being concealed upon person to keep register, in duplicate, showing specified pertinent data in regard to each sale of such firearms. Sales between wholesalers and retailers are excepted. § 9 also sets out form of register to be kept. Bill prohibits sale to any person not licensed to carry concealed weapon and requires dealer to keep register in triplicate. Requires one copy, for each sale, be mailed to state bureau identification, for comparison, and one to officer who issued purchaser's license, if officer in county, otherwise to county clerk. Slightly changes form of register to correspond with changes in section. Makes signing false name or address to any register misdemeanor. Omits exception of sales between wholesalers and retailers.

§ 10, now, prohibits sale of any firearm capable being concealed on person to any alien, felon or minor under age 18 and prohibits delivery any such firearm on day of application for purchase thereof. Bill prohibits sale to any person not licensed to carry concealed weapon and prohibits delivery of weapon until expiration 72 hours after mailing copies dealers register as required, and provides for notification of dealer, by state bureau, to withhold delivery.

#### S. B. 136. BAKER.

New act re productive activities of prisoners at state prisons and reformatories.

Board prison directors authorized put into effect earning plan whereby prisoners engaged in productive activity, who satisfactorily perform tasks, maintain meritorious conduct and diligently apply themselves, may receive proportionate share of profits on sale articles produced.

Prisoner's earnings paid him upon release. Provision for payments to prisoner's dependents.

Money so earned or deposited remains under control of board, which may forfeit earnings for cause.

Civil rights not hereby restored. Prisoner not within scope of workmen's compensation act.

#### S. B. 137. BAKER.

Adds § 496c, Pen. C. Provides that person who buys, takes in pledge, receives, conceals or withholds stolen property, with knowledge it is stolen, without first ascertaining that seller has legal right to sell, is guilty of a felony. Such person presumed to have bought knowing such property was stolen. Burden on him to prove diligent inquiry has been made.

#### S. B. 138. BAKER.

Adds § 1127c, Pen. C. Prescribes instruction to be given by court to jury in criminal cases where evidence of flight is relied upon to show flight of defendant.

S. B. 139. BAKER.

Adds § 1127a, Pen. C. Prescribes instruction to be given by court to jury in criminal cases where indirect evidence is relied upon by either party.

S. B. 140. BAKER.

Adds § 1127b, Pen. C. Prescribes instructions to be given by court to jury in criminal cases, in regard to expert testimony.

S. B. 141. BAKER.

Amends § 1203, Pen. C., re probation of persons arrested for crime, after plea or verdict of guilty.

Provides court may summarily deny probation at time fixed, hear and determine matter of probation and conditions of probation. If not denied, court must immediately refer probation officer who must make investigation and detailed report of case with his recommendations; latter filed as record of court and used to determine final disposition of case. If probation denied, clerk of court forwards copies of report and recommendations to board of prison directors.

S. B. 142. EDWARDS.

New act supplementing S. B. 22. The provisions of § 2,600 of the bill will supersede the provisions of § 2,600 of S. B. 22, which are derived from Pol. C. § 1733a, relating to the withdrawal of elementary school districts from high school districts and their organization into high school districts.

§ 2,600 as it appears in S. B. 22 allows elementary school districts having certain qualifications as to attendance and assessed valuation and distance from a high school and which are part of union or joint union high school districts to withdraw therefrom and allows their organization into independent high school districts.

§ 2,600 as contained in S. B. 142 will also allow elementary school district with same qualifications and which are a part of a city high school district and which are not included in an incorporated city or town, except those of the sixth class, to withdraw from such city high school district and organize into an independent union or joint union high school district.

S. B. 143. CROWLEY.

New act requiring examination under and certification by "State Board of Nurse Examiners" of all persons, other than registered nurses, who engage in practice of nursing for compensation.

"State Board of Nurse Examiners" referred to in bill is a board to be created by S. B. 104 this session.

Makes every person, other than registered nurse, who practices nursing for compensation, unless certified as practical nurse by "State Board of Nurse Examiners," guilty of misdemeanor.

Provides oral examination be given semiannually by committees appointed by board examiners, to candidates upon payment fee \$5, and issuance certificates to successful candidates; certificates to be annually renewable payment of fee \$1.

Authorizes board revoke or refuse certification upon hearing, after notice, for dishonesty, intemperance, immorality, unprofessional conduct or any habit rendering person unfit duties. No review by court provided.

Provides certification of persons previously engaged in nursing for compensation and of holders certificates as practical nurses, without examination.

Act 5546 permitting, but not requiring, registration as trained attendants, by state board health, is repealed.

#### S. B. 144. ROCHESTER.

New act prohibiting and penalizing operation certain air pressure tanks without permit industrial accident commission.

Makes operation any air pressure tank prior to application for permit, except those tanks subject inspection U. S. government and those used household domestic service, a misdemeanor.

Provides inspection by industrial accident commission and issuance permit, thereby, upon payment fee \$3, for operation air pressure tanks, permit to be annually renewable.

Allows issuance temporary injunction restraining operation tanks certain cases where permit applied for but not issued.

Permits commission require alteration or repair of tanks prior to issuance permit allowing hearing before commission, with review by court in "manner specified" in workmen's compensation act.

#### S. B. 145. ROCHESTER.

New act prohibiting and penalizing operation certain steam boilers without permit applied for or issued by industrial accident commission.

Makes operation any steam boiler prior to application for permit, except those subject inspection U. S. government, those operated by persons not subject workmen's compensation act, those in which pressure does not exceed 15 pounds per square inch, and those on motor vehicles, a misdemeanor.

Provides inspection by said commission and issuance of permit, thereby, upon payment fee \$2.00 to \$7.50, for operation steam boilers; permit to be annually renewable.

Allows issuance temporary injunction restraining operation boilers, certain cases, where permit applied for but not issued.

Permits commission require alteration or repair of boilers prior to issuance permit, allowing hearing before commission, with review by court in "manner specified" in workmen's compensation act.

#### S. B. 146. SWING.

Adds § 549a, C. C. P., relating to release by sheriff of attachment upon real property.

Requires sheriff immediately release attachment upon real property when property claimed, in writing under oath, by third person, unless plaintiff, on demand sheriff, undertakes with two sufficient sureties to indemnify sheriff in sum double assessed value property attached.

Release of attachment and record thereof to be made in usual manner as prescribed in § 560, C. C. P.

Failure plaintiff to act on demand of sheriff relieves sheriff all liability for release attachment.

#### S. B. 147. ROCHESTER.

Amends § 12, Act 1945, general dairy law.

§ 12 relates to definition and regulation of manufacture, sale and labeling of imitation milk, butter and cheese.

Subdivision a, now provides for licensing of all persons manufacturing, selling, etc. renovated butter, oleomargarine or other substitute butter. Bill deletes definition of retail dealers and inserts words "at wholesale" throughout act, thereby excluding retail dealers from class of persons required to be licensed.

#### S. B. 148. ROCHESTER.

Amends §§ 1, 3, Act 2070a, re licensing and regulation, by state board prison directors, of private detectives and private detective agencies.

Bill adds words "or investigator" in § 1, thereby enlarging class persons subject license so that no person may engage in business of private detective "or investigator," for hire or reward, unless licensed, by board prison directors, to so engage.

§ 3 re application for license as private detective amended to require applicant, if a natural person, to "establish to the satisfaction" state board and by at least two certificates each signed by "five reputable freeholders" that applicant has been, for at least three years, either sheriff, member city police higher than patrolman, member U. S. secret service, or regularly employed as detective; and, if applicant is not natural person, by at least same certificates for at least one member firm or one officer corporation.



S. B. 149. INMAN.

Amends §§ 447 and 448, C. C. P., re complaint and answer thereto in action brought on written instrument and to answer whenever defense founded on written instrument, respectively.

§ 447 now provides when action brought on written instrument and complaint incorporates instrument in *haec verba* or by reference to copy attached then answer admits genuineness of instrument, and due execution thereof unless plaintiff files verified denial of same with clerk and serves copy on defendant, within ten days.

Bill makes such incorporation, in answer, mandatory whenever defense is founded on written instrument, unless beyond defendant's power to incorporate, which fact must be pleaded.

S. B. 150. MUELLER.

Adds § 3065*b*, C. C., re loggers' liens, in order to define certain terms used in § 3065*a*, which sec. provides logger's lien shall continue in force 30 days from time person claiming lien has ceased to do work for which lien claimed.

Bill stipulates 30-day period provided in § 3065*a* commences at time person last performed any labor for which lien is claimed.

S. B. 151. CARTER.

New act, establishing nautical school at port of Los Angeles; in charge of board of three appointed by Governor; authorized to receive and use suitable ships from U. S.; special fund created and \$25,000 appropriated.

S. B. 152. MUELLER.

Amends § 4, Act 7512, re sale state property at San Diego Teachers College.

The law authorizes acquisition of new site and construction of buildings for the college, not exceeding amount of proceeds of sale of old property. Bill declares that this maximum limit shall obtain "unless and until otherwise provided" by law.

S. B. 153. COBB.

Amends § 1½, Act 5779, re parole of convicts.

Authorizes prison board, as condition of parole, to require restitution, by convict, of property illegally obtained by him.

S. B. 154. MUELLER.

Amends § 1607*a*, Pol. C., re financial statements and reports of school districts.

Extends requirements of section (now applicable to city boards) to include every class of school district. Requires publication of such statements unless district distributes same in pamphlet form.

S. B. 155. GARRISON.

Amends § 15, Act 3854, California irrigation district act.

Authorizes irrigation districts to insure their properties.

S. B. 156. GARRISON.

New act, re purchase by state, from irrigation districts, of certificates of sale of lands sold for delinquent assessments of such districts.

Such purchases made by department of finance, from estates of deceased persons fund. Benefits confined to districts not in default re district bonds or coupons upon date proposed act is approved, and to districts whose bonds are approved by bond certification commission, and to cases where land was sold for assessment covering bond interest or principal.

Whenever amount struck off to a district, at delinquent sale, exceeds 15 per cent of the levy, district collector reports same to state department finance.

Authorizes state to buy such certificate of sale, from a district, for purpose of reducing such holdings by district within said 15 per cent limit. If original owner fails to redeem, land is deeded to state and becomes available for sale under the land settlement act.

Investigation of finances of districts by bond commission, in certain cases, directed. If district affairs not efficiently managed commission may take charge and run the district until the state's investment in the district is less than 10 per cent of assessed valuation of district.

S. B. 157. GARRISON.

Amends §§ 1 and 4, 3456, women's eight-hour law.

Amendment to § 1 prohibits female employee from working, in any of the establishments described, more than 8 hours in 24, or more than 48 hours in a single week. Amendment to § 2 imposes a penalty if she works more than 8 hours in 24.

S. B. 158. MUELLER.

Adds § 66a, C. C. P.

Adds one superior judge in San Diego County to the present number of five.

S. B. 159. MUELLER.

Amends § 46, Act 5128, Motor Vehicle Act.

Provides that any person engaged in delivering automobiles from a manufacturer's assembly plant or distributing plant to bona fide dealers or sales agents of such manufacturer shall be classed as a dealer and issued dealer's numbers.

S. B. 160. MUELLER.

Amend § 1, Act 1702, Stats. 1923, p. 85, granting tidelands to Coronado.

Adds "boat houses" to list of uses to which the land may be put. Adds "docks, piers, slips, quays, bath houses, bathing facilities, boat houses," to specific enumeration of purposes for which city may grant franchises.

Increases from 25 to 50 years maximum term of lease which city may grant; with privilege of renewing for not over 25 years. Authorizes city to insert in leases suitable conditions and reservations.

S. B. 161. HANDY.

New act, supplementing school code bill (S. B. 22), re transportation of pupils.

Permits school authorities to let contract for transportation service to other than lowest bidder. Contract for such service may cover period not exceeding 3 years.

S. B. 162. ROCHESTER and MUELLER.

Amends §§ 61 and 131 and repeals § 132, C. C., relating to divorce.

Dispenses with interlocutory decree; decree to be final as in other cases.

S. B. 163. ROCHESTER and MUELLER.

Amends § 963, C. C. P., specifying certain appeals which may be taken from superior court.

Bill omits words "and interlocutory decrees of divorce" from paragraph 2, thereby deleting from section express statutory right to appeal from an interlocutory decree of divorce.

S. B. 164. WAGY.

New act. Appropriates \$200,000 for purchase of necessary equipment for and maintenance of a "system of teletype," under direction of state bureau criminal identification, connecting certain principal cities of state therein specified. Urgency measure.

**S. B. 165. CARTER.**

Amends § 683, C. C., defining joint tenancy and the creation thereof. Provides joint tenancy is created when sole owner transfers property directly to "himself and others" by conveyance which expressly declares tenancy to be joint.

**S. B. 166. MERRIAM.**

Amends § 827, C. C., re alteration of terms of tenancies from month to month.

Permits landlord and tenant to agree in writing at time any tenancy from month to month is created that "notice changing the terms thereof may be given" at any time more than seven days prior to end of month.

**S. B. 167. JONES, HERBERT C.**

Amends § 7, Act 4089, re collection of labor claims by labor commissioner.

Authorizes commissioner to collect penalties on behalf of wage-earner (as well as wages, as now provided).

Requires sheriffs and constables, upon request of commissioner in such an action, to serve process and levy writs without charge (except for keeper's fees, mileage and storage costs) unless such charges are collected by commissioner upon judgment rendered in the action.

Enlarges specific enumeration of places of employment to which commissioner shall have access.

Authorizes commissioner to prosecute criminal actions for violation of labor laws, with or without consent of district attorney.

**S. B. 168. JONES, HERBERT C.**

Amends § 689, C. C. P., re third party claim upon attachment or execution.

Provides procedure for determination of title upon petition of attaching creditor, pending which determination sheriff must keep the property without further bond from creditor unless third party claimant posts bond in double amount of value of the property.

**S. B. 169. JONES, HERBERT C.**

New act, creating California Institution for Women, for care and reformation of women convicted of misdemeanor or of felony punishment for which is less than death.

Under management of board of five appointed by governor. Authorize selection of site and construction of buildings. Transfer from other penal institutions permitted. Said board may parole misdemeanants; state prison board may parole felons.



Counties pay cost of keep of misdemeanants.

Appropriates \$750,000.

S. B. 170. SWING.

Amends § 626*d*, Pen. C., re bag of limit for game.

Cuts the limit of wild duck from twenty-five to fifteen; jacksnipe, to twelve in any one calendar day.

Also cuts limit on wild duck from fifty to thirty and jacksnipe to twenty-four in one calendar week.

S. B. 171. BAKER.

Amends § 952, Pen. C., re charging offense in criminal case.

Existing provision declares that in charging theft it is sufficient to allege defendant unlawfully took the "property" of another. Amendment provides for allegation of taking of "*labor or property*" in such case.

Also substitutes word "accused" for "charged," at end of line 11.

S. B. 172. BAKER.

Amends §§ 1 and 2, Act 4738, re payment of wages in negotiable paper.

Enlarges definition of employer to include "association."

Requires such paper to be one which is "paid" upon demand, not merely "payable" upon demand.

S. B. 173. BAKER.

Amends § 487, Pen. C., defining grand theft.

Existing provisions list three types of grand theft, one characterized as taking of "property" exceeding \$200 value. Bill changes this type to cover taking of "money, labor or real or personal property" of that value.

S. B. 174. YOUNG.

Amends § 647, Pen. C., defining vagrants.

Adds subdivision twelve: "Every person who is known to be or suspected of being a drug addict."

S. B. 175. SLATER.

New act, supplementing school code bill (S. B. 22), re election for formation of consolidated school district.

Permits county superintendent of schools upon his own motion to call a special election to be held at the same time as regular annual election of elementary school districts to determine whether a consolidated district shall be formed to include territory of union, joint union or city high school district and elementary school districts theretofore annexed to the high school district. (Lines 8-18, p. 2.)

S. B. 176. BOGGS, MUELLER.

Amends §§ 2, 3, 5, 8, 9, 9a, 10, 11, 11a, 12, 14, 18, 20a and 20b, adds §§ 9b, 9c, 9d and 23 to Act 112, relating to state real estate department and licensing of real estate brokers and salesmen.

§ 2. Definition of real estate brokers broadened to include those appraising, listing or soliciting purchasers for real estate for compensation. Definition of real estate salesmen broadened to include those compensated by broker for appraising property. Makes persons, corporations and officers thereof dealing with own property, as provided in §§ 20a and 20b, subject to provisions of act. Makes section apply to lease whether same be main transaction involved or incidental part thereof.

§ 3. Five years experience in real estate in California added as qualification for appointment as real estate commissioner. Commissioner authorized to issue periodical bulletin relating to realty activities.

§ 5. Changes name of fund to "real estate fund" and provides that moneys credited thereto shall remain therein and not be transferred to general fund except moneys in excess of \$50,000 remaining in state treasury at noon on last day of each year. Removes \$1,000 limitation on withdrawals from revolving fund.

§ 8. Revamps section as to use of license issued to corporation or partnership. Adds provision that licenses held by corporation or partnership dealing in corporate or partnership property are to be used exclusively for dealings in such property and additional licenses must be had by officers and members thereof to deal in other properties.

§ 9. Empowers commissioner to determine whether business of branch office is such that duplicate license should be required of broker. Eliminates provision relating to issuance of duplicate license free of charge. Requires examination instead of permit from applicants for license. Adds requirement that applicants possess appropriate knowledge of elementary principles of land economics, appraisals, real estate practice and business ethics. Commissioner given discretion to waive examination of persons holding license on last day of preceding year. Requires issuance of temporary license for balance of year, not exceeding six months, without examination by applicants otherwise qualified, and surrender of old license before issuance of another, or satisfactory proof of its loss or destruction.

§ 9a. Requires broker's bond to be furnished, conditioned on honest performance of duties by himself, his salesmen and employees and pay-

ment of damages to persons defrauded by broker in violation of this act or provisions of C. C. relating to agents.

§ 9b. New. Releases surety on broker's bond with consent of commissioner after thirty days notice to pay and releases surety to extent of payment.

§ 9c. New. Requires broker, on application of surety for release, to furnish another bond under penalty of suspension of license. Releases surety making application on approval of such bond.

§ 9d. New. Requires surety paying claim on broker's bond to furnish commissioner certain information concerning payment, under penalty of loss of recognition.

§ 10. Prescribes certain additional license fees and makes all fees payable in advance.

§ 11. Eliminates provision "without charge" relating to issuance of new license when salesman changes employer. Cancels old license for abandonment of business location without notice to commissioner and issuance of new license.

§ 11a. Grants commissioner power to regulate placing of business signs.

§ 12. Prescribes the period of limitation within which forbidden acts or omissions must have been committed to constitute grounds for revocation of license. Adds as grounds for revocation conviction of felony without knowledge of commissioner at time of issuing license, false statements and representations concerning business or subdivision activities, and wilfully violating or disregarding provisions of this act. Allows service of notice of hearing on charges by mail.

§ 14. Requires broker discharging salesman to file with commissioner verified statement of facts.

§ 18. Prohibits employment or compensation of salesman except through broker under whom licensed.

§ 20a. Requires owner of subdivided or colonized lands to file verified statement with commissioner stating certain information concerning same. Empowers commissioner to investigate and publish his reports thereon and provides for cost thereof. Defines "subdividing" and "subdivision."

§ 20b. Makes penalties applicable to violations of 20a as amended. Provides for revocation of license as additional penalty.

§ 23. New. Gives act title "California real estate department act."

A. B. 246 is identical. See also A. B. 476.

S. B. 177. WELLER.

Amends §§ 1, 2, 3, 4, 5, 6, and 7 and adds §§ 8 and 9. Act 486, regulating practice of architecture.

§ 1. Changes name of board of examiners. Changes eligibility to include membership in associations similar to American Institute of Architects and requires members to be in good standing at time of appointment. Makes term of all appointees four years unless appointed for two years. Makes expenses of board payable out of any funds collected under provisions of act. Continues present board in office.

§ 2. Makes president and vice president of board presiding officers in their respective districts.

§ 3. Requires secretary and assistant secretary, respectively, to keep records of board and each district thereof.

Changes date of regular meetings of district boards for examination of applicants and allows transaction of other business at such meetings.

Empowers district boards to prosecute violators of act and to employ and fix compensation of counsel and assistants.

Changes method of issuing certificates to applicants by requiring district boards to issue provisional certificates and full board to issue final certificates thereon at next annual meeting, sixty days thereafter, if applicant is then in good standing. Requires board to keep record of certificates.

Allows holders of provisional certificates to practice.

§ 4. Omits provisions as to certification of persons practicing on passage of original act.

Requires provisional and final certificates to be recorded in county of principal place of business and receipts therefor to be filed with district boards.

§ 5. Adds penalty of six months imprisonment, or fine and imprisonment, for unlawful practice.

Requires persons performing services for others without certificates to state before services are performed that they are not architects.

Sanctions partnerships between architects and nonarchitects where name of architect only is used as such.

Changes fee for temporary certificates to nonresidents from \$5 to \$25.

Omits from section provisions as to revocation of certificates.

§ 6. Entirely changed. Incorporates substantially provisions of § 7 for annual license fee. Increases same from \$5 to not more than \$10 nor less than \$5.



§ 7. New matter. Creates special funds in state treasury for each district and requires transfer and deposit of all available funds and fees thereto.

§ 8. New. Incorporates revised provisions of § 5 relating to revocation of certificates. Prescribes as additional grounds of revocation—deception in obtaining certificate, failure of recordation and failure to pay license fee.

§ 9. New. Defines architect.

See S. B. 45.

#### S. B. 178. GRAY.

New act relating to retirement and pensioning of civil service employees.

Requires retirement of employees by civil service commission at age of seventy, or for incapacity through sickness or accident on recommendation of board, commission or officer having jurisdiction over them, after filing of certificate of incapacity by two physicians.

Provides annual pension equal to one-half annual salary of such employee. Allows funeral expenses of three hundred dollars to all civil service employees.

Requires creation of pension trust fund by every board, commission or officer having "authority, jurisdiction or control" over civil service employees by a deposit of \$1 per month, from funds in hand for operating expenses, for each civil service employee.

Requires civil service commission to keep list of retired employees and requires list of retired employees of each department to be kept by board, commission or officer under which employee last served.

#### S. B. 179. McKINLEY.

Amends § 1420 Pen. C., relating to pardons and commutations of sentence.

Empowers governor, on application for pardon or commutation of sentence to require judge trying case, or district attorney prosecuting case, to furnish him summarized statement of facts together with recommendations on application and reasons therefor.

#### S. B. 180. McKINLEY.

Amends § 1596, Pen. C., relating to pardons.

Requires board of prison directors to report its recommendations on commutation of sentences to Governor, and upon request to furnish him forms and data as to paroles granted and history of paroled persons.

**S. B. 181. McKINLEY.**

Amends § 1418, Pen. C., relating to pardons and reprieves of sentences for treason.

Requires applicants for pardon or commutation of sentence if twice convicted of felony, to make application to Supreme Court. If majority of judges thereof recommend executive clemency, requires Supreme Court to transmit application and all papers in case to Governor.

**S. B. 182. YOUNG.**

New act. Regulates sale, possession, distribution and use of habit forming narcotic and other dangerous drugs and substances. Unlawful to sell, furnish, administer, give away the drugs or compounds thereof specified in section 1 of the act except upon prescriptions in proper form. All prescriptions must be retained on file for three years by person filling same, and shall be open to inspection of agents of board of pharmacy or the state narcotic division.

Above provisions are not to apply to manufacturers and dealers selling to pharmacies, or to sales to physicians or sales of one physician to another, or to sale by pharmacists to physicians, dentists or veterinary surgeons. Such dealers and wholesalers must keep on file for two years written orders for drugs that shall be open to inspection by peace officers, state board of pharmacy, or narcotic division. Taking of orders for drugs for delivery in state is a sale. Copies of such orders must be forwarded to narcotic division within twenty-four hours unless recorded as provided by federal drug act of 1914.

Prohibits administering in any case unless reports are made to narcotic division within 24 hours. These provisions do not apply to recognized preparations dispensed without a prescription. Drugs used in treating addicts must be administered by a licensed physician or registered nurse under physician's instruction and then unless an emergency exists, only in institutions approved by state board of medical examiners or city or county jails or state prisons or state narcotic hospitals. Prescribes amount which may be used for treatment of addicts.

Licensed physicians may furnish drugs to a patient for treatment for other than addiction in such quantity and for such time as may be necessary. Reports thereof must be furnished narcotic division.

Makes it unlawful to maintain or frequent opium dens, or to unlawfully peddle or furnish drugs, or to be unlawfully in possession of such drugs, or to use minors in unlawfully transporting, selling or peddling any of such drugs, or to forge or alter prescriptions. Made duty of district attorney to prosecute violations of act occurring in his county.

Provides for destruction of drugs which may be smoked and the apparatus necessary therefore; provides for revocation of licenses of pharmacists for violating provisions of act. Makes it unlawful to sell

or peddle or have in possession hypodermic needles without order of licensed physician, dentist or veterinary; does not apply to registered or student nurses working under direction of a licensed physician or dentist.

Provides for seizure and forfeiture of automobiles or vehicles used to convey drugs mentioned in section 1 of act. Provides penalties for violation of provisions of act.

S. B. 183. PEDROTTI.

Adds § 4300*m*, Pol. C., re fees of interpreters.

Allows interpreters, except where otherwise provided in title 2, part 4, of said code, for each day's attendance upon court or coroner's inquest fee set by court or coroner, not to exceed \$5.00. Fees in criminal and coroner's cases paid from county treasury; in civil cases, taxed as costs to the parties litigant in such proportion as the court directs. If county is party in civil suit, its proportionate part is paid out of the county treasury.

S. B. 184. WELLER.

Amends §§ 4, 5, 8, 9, 10, 11, 38, 40, 41 and 42; adds 2*a*, 2*b*, 5*a*, and 25*a*-25*k*, inc., "Acquisition and improvement act of 1925."

§ 2*a*. Limits acquisition and improvements under act to cases where the estimated cost, with other outstanding street assessments, will not exceed one-half the assessed value of the lands in the proposed assessment district if for acquisition, and one-third of the assessed value thereof if for improvements, first excluding, however, any contributions from the public treasury toward such acquisition or improvement.

Provides for method for determining whether proposed acquisition or improvement comes within the limitations.

§ 2*b*. Provides that where the proceeding is for an improvement only and within a single municipality, the act shall not be used with the ad valorem plan of assessment.

§ 4. Amendment rewords provisions of section without apparently changing effect thereof.

§ 5. Amends provisions regarding contents of resolution of intention, by providing that bonds for improvements shall be paid within *twenty* years, instead of thirty years as at present, and the first payment of principal deferred *three* years instead of five years as at present. It also limits the district to *twenty* zones under the ad valorem assessment plan, whereas it is now unlimited.

§ 5*a*. Provides an alternative plan of assessment whereby, if ordered by the legislative body, each lot may be separately assessed according to the benefits it is assumed to receive.

§ 8. Provides that mailing of postcard notices to property owners in district shall be mandatory instead of discretionary as at present.

§ 9. If one-half of property in district objects to improvement or acquisition, no further proceedings may be begun within six months instead of within one year as at present.

§§ 10 and 11. Rewords sections without apparently changing effect thereof.

§ 25. Provides that amendments shall not affect pending proceedings.

§ 25a provides for making assessments against each separate lot on the alternate plan hereinbefore referred to; § 25b provides for payments of same to the treasurer within 30 days, while § 25c limits the time for contesting the validity of the proceedings to ninety days, the procedure for making the assessment being substantially the same method laid down in the "Improvement Act of 1911."

§ 25d provides for the issuance of bonds in the total amount of the unpaid assessments, in substantially the same form and manner as provided in the "Improvement Bond Act of 1915."

§ 25e provides a method of reassessment in case the proceedings should be declared invalid or the contractor enjoined from completing the work, similar to like provisions in the other street improvement laws.

§ 25f authorizes the treasurer to advance the maturity of any bond, similar to like provisions in the "Improvement Bond Act of 1915."

§ 25g. Provides for collection of unpaid assessment for purpose of paying principal and interest on bonds.

§ 25h. Provides when assessments become delinquent and for sale of property to highest bidder, or if there be no bidder, lien may be foreclosed by legislative body ordering the acquisition or improvement.

§ 25i. Allows purchase of outstanding bonds by district.

§ 25j. Provides for release of property from assessment by deposit with treasurer of unpaid balance thereof.

§ 25k. Provides for levy of supplemental assessments if original assessment proves insufficient.

§§ 25a-25k, inc., relate only to the "direct assessment alternative plan" hereinbefore referred to.

§ 38. Provides that if funds derived for issuance of bonds are insufficient to pay the costs of any acquisition or improvement the deficiency



may be made by appropriation out of general fund of the county or municipality as case may be, or by a supplemental issuance of bonds of the assessment district.

§ 40. Provides that acquisition bonds and immediate possession bonds must be retired within thirty years and improvement bonds within twenty years. Also provides that if supplemental bonds or acquisition bonds for immediate possession have been issued, and are insufficient to mature in multiples of \$100.00, the legislative body may fix maturity and denomination. This provision is not clear.

§ 41. Provides for the assessment, levy and collection of taxes annually to meet the principal and interest due on the bonds.

§ 42. Provides that bonds issued under act shall be negotiable; also, by their issuance, conclusive evidence of their validity.

S. B. 185. MURPHY.

New act, re removal of railway division points and terminals.

Provides that railroad company, upon moving terminal or division point, must recompense employees for decrease in value of their residential real property caused by such removal. Exception as to property acquired by employee after giving 30 days notice by company if removal is effected within six months of posting notice. Removal without giving prescribed notice, a misdemeanor.

S. B. 186. HURLEY.

Amends § 2, Act 4740, re wages earned in seasonal labor. If wages for seasonal labor not paid at main office of employer, then must be paid at place appointed by commissioner of labor.

S. B. 187. HURLEY.

New act, re to employment outside of this state. Provides that parties, inducing and engaging any person within state to work outside state, must supply information as to kind of work to be performed, general conditions of employment, sanitary conditions, wages, board and lodging, hours of employment, transportation costs and duration of employment. Violation, a misdemeanor.

S. B. 188. HURLEY.

Adds § 3236, Pol. C., relative to preference on public contracts and furnishing of supplies and materials for public use.

Allows "county courts," boards of supervisors, school boards, city councils and "other public boards and commissioners," at their discretion, to let contracts for public works to, or purchase materials and supplies for public use from, "persons and concerns manufacturing same in ----- California." Limiting clause provides that bids accepted thereunder must not exceed by more than five per cent lowest bids of persons and concerns outside state. Further limitation pro-

vides that no goods or materials are entitled to preference upon which greater portion of work has been done outside of state.

S. B. 189. HURLEY.

New act, relative to supervision, by Fish and Game Commission, of privately owned hunting clubs open to public.

Provides that land owned, leased, rented, etc., and held out to public as hunting preserve on which fees are charged to persons other than members, for hunting privileges, shall be hunting club within meaning of act.

Provides that any person, firm, etc., desiring to maintain hunting club must apply to Fish and Game Commission for license and commission must, if "satisfactory conditions are shown," issue license, conditioned upon erection, by club, of certain fences and signs.

§ 3, of bill purports to make violation of act misdemeanor but probably does not do so.

S. B. 190. SWING.

Adds § 626*u*, Pen. C., re protection of waterfowl.

Declares guilty of misdemeanor, any person who hunts waterfowl except on opening and closing days and Wednesdays, Saturdays, Sundays and legal holidays during open season, *or* who in district 4 "A" hunts same between 8 a.m. and one-half hour after sunset of any of said days. (See S. B. 317.)

S. B. 191. HURLEY.

Amends § 633*a*, Pol. C., relating to licensing of insurance brokers.

Provides no person, copartnership or corporation shall act as insurance broker until licensed by insurance commissioner. Act extended to include "copartnership."

Enlarges scope of law to include insurance solicitors, and makes unlawful to act as agent without being previously licensed as insurance broker; defines brokers, agents and solicitors; prescribes information to be obtained from applicants seeking insurance broker's license.

Provides for additional records to be kept by insurance brokers, increases bond from \$1,000 to \$2,000 and creates insurance commissioner's fund in which all fees collected under provisions of the act shall be deposited.

Many minor changes made in new bill enlarging and clarifying provisions of existing law.

S. B. 192. HURLEY.

New act, declaring it unlawful for a city to exact or collect license tax or fee from manufacturer or agent, representative or employee thereof who resides in California, for soliciting orders for or selling or delivering goods in this state if such person sell or deliver such goods direct from factory or warehouse to dealer for resale.

S. B. 193. HURLEY.

Amends § 629*a*, Pol. C., relating to group insurance.

Changes legal minimum standard for the valuation of group form insurance policies from the American men ultimate to the Medico-Actuarial Table of Mortality. State, county, and municipal government employees made eligible for group insurance.

S. B. 194. HURLEY.

Amends § 10 of Act 8199, re street improvement act of 1911. Provides that bond accompanying bids be a surety bond. Provides that municipality upon failure to receive bids or upon rejection of bids received may elect to proceed with the work itself, paying therefor out of its general fund or by issuing serial bonds, said fund being reimbursed from the assessment.

S. B. 195. FELLOM.

New act. Authorizes director public works to provide proper lighting at points on state highway necessary for safety of traveling public. Cost of work, maintenance, payable from state highway maintenance fund.

S. B. 196. WELLER.

Amends § 1613, Pen. C.

Existing law provides persons confined in county jail under judgment in criminal action may be required to labor on public works within the county.

New matter defines "labor on public works" to include clerical or menial labor at county jails, road camps, and target ranges for sheriff and deputies.

S. B. 197. WELLER.

Adds § 1614*a*, Pen. C., re credits to county jail prisoner for good behavior.

Authorizes county parole commissioners to grant such credits, upon recommendation of officer in charge of jail; reduction of 5 days of sentence for each month's good behavior.

S. B. 198. HURLEY.

Amends § 77, California Vehicle Act, Act 5128.

Declares there to be distinction between commercial vehicles using highways of the state which cause damage to same and commercial vehicles operating only upon streets of incorporated municipalities. The declaration makes such fact the basis for a weight tax on the former and not on the latter.

Sets out new schedule fees to be paid by motor vehicles transporting passengers for hire based on gross weight. Fees higher than fees now required to be paid.

Provides for filing certificate showing that applicant for permit to transport persons or property is properly insured to protect passengers and property; provides for lights and signs on trucks and trailers; provides penalty for failure to comply provisions of the act.

S. B. 199. SHARKEY.

Amends §§ 1, 2, 7, 13, 15, 18, 21 and 23, Act 665, re barbers and barbering.

§ 1. Forbids employment, as barber, of person not holding license or permit under act.

§ 2. Includes arranging, dressing, curling and waving of hair in "practice of barbering." Defines barber shop.

§ 7. Provides for verified applications for admittance to school or college of barbering. Prescribes qualifications for admittance to post-graduate courses therein.

§ 13. Provides for furnishing to barber shops and schools of copies of rules and regulations established by state board.

§ 15. Makes violation of § 18 (g) cause for suspension, revocation or refusal to issue license.

§ 18. Adds subdivision (g). Makes violation of § 23 a misdemeanor.

§ 21. Changes salary of members of board from \$3,600 per annum to \$10 per day of actual service. Secretary may or may not be a member of the board.

§ 23. Lists acts and practices made unlawful.

S. B. 200. SHARKEY.

New act. Makes it a misdemeanor for railway company, for purpose of testing its employees, to move or tamper with fixed signals, switches or switch lights.



S. B. 201. SHARKEY.

Amends § 1374 Pen. C., designating who must bear expense of commitment, as insane or inebriate, and of maintenance, in state hospital, of any person charged with crime.

Deletes provision that these expenses are charge upon county or city and county from which person is committed, to be recovered thereby from any city, city and county or county bound to support him, and leaves the expenses a charge upon the estate of the defendant, if he has any, and upon any relative bound to support him.

S. B. 202. SHARKEY.

Amends § 1373, Pen. C., re criminal insane at state hospitals.

Bill deletes provision designating who must bear expense of maintaining defendant in state hospital.

Bill also deletes provision allowing county, in which indictment found or information filed, to recover, from any "town, city, or county, bound to provide for defendant," the expense of sending defendant to state hospital and of returning him therefrom, thereby permitting county to recover such expense only from estate of defendant or from relative bound to support him.

S. B. 203. BAKER.

Adds § 653f, Pen. C., relating to "the soliciting of the commission of a crime—"

Provides "every person who solicits another to commit or to join in the commission of a felony" punishable by imprisonment county jail not more than year or in state prison not more than five years.

Requires testimony two witnesses or of "one witness and corroborating circumstances," for conviction.

S. B. 204. BAKER.

Adds § 1257 to Pen. C., providing that error in instructing jury, in criminal case, shall not be ground for new trial or for reversal on appeal unless specifically called to attention of trial court before jury retires. "Court may in case of such error thereupon correctly instruct the jury."

S. B. 205. BAKER

Amends § 524, Pen. C., making any unsuccessful verbal threat, therein defined, to extort money or other property from another, a felony, punishable by imprisonment not to exceed five years. Same offense is now misdemeanor.

**S. B. 206. BAKER.**

Amends § 417, Pen. C., making any person guilty of felony, who, in presence of any other person, exhibits any deadly weapon whether loaded or not, in rude, angry, or threatening manner; or, who, unlawfully uses same in any fight or quarrel, unless such person is a "peace officer exercising his authority as such."

Similar offense committed in presence of two or more persons, by any person, is now misdemeanor.

**S. B. 207. BAKER.**

Adds § 1027, to Pen. C., relating to appointment of alienists by court in criminal cases.

Provides when defendant pleads not guilty by reason of insanity the court must appoint two alienists, and may appoint three, from the medical staffs of state hospitals, to investigate defendant's sanity. Alienists so appointed are required to make investigation and testify without compensation but are allowed actual expenses. Any party to the action may produce expert evidence or call other expert witnesses. Any alienist so appointed may be called by either party or by court itself and is subject to all legal objections as to competency, bias and qualification as an expert. Court may examine alienist whenever called, but either party may object to questions by court as though alienist were witness for adverse party. When called by court parties may cross examine alienist in order directed by court.

**S. B. 208. WELLER.**

Amends § 636, Pen. C., relating to use of lines, nets and seines in catching fish.

Deletes provision of section which makes use of drift gill nets lawful in "tidewater in Klamath river fish and game district."

Deletes provision which makes use of set gill nets lawful in fish and game district twenty "A."

Adds words in par. 5, which limit use of purse nets and round haul nets in districts nineteen and twenty "A," to taking of squids, anchovies and sardines.

Prohibits, par. 5, taking of barracuda with purse or round haul nets in district nineteen.

Prohibits, par. 5, in district twenty "A," use of any net longer than one hundred feet and deeper than six feet and any net the meshes of which are longer or shorter than one and one-half inches.

**S. B. 209. LYON AND PEDROTTI.**

New act authorizing boards of supervisors to levy taxes for and establish systems of retirement and pension of "county peace officers."

Pension system to take effect by ordinance upon four-fifths vote of supervisors and be administered by ex officio board of commissioners consisting of sheriff, county treasurer and chairman board supervisors.

Board supervisors to levy special tax not to exceed one-half cent on \$100 assessed value to pay pensions and to be deposited in special fund in county treasury together with  $1\frac{1}{2}$  per cent of monthly salary of each peace officer in county who does not elect to be excluded from benefits.

County treasurer, with approval board, given power to invest and reinvest funds in certain specified securities.

Every county peace officer (not excluded) having served 20 years as such, and everyone disabled in performance of duties, will receive quarterly pension of not less than \$100 nor more than \$150 per month, during his lifetime; elected county peace officers not to be eligible until term office next succeeding adoption pension system.

County peace officers are defined to include sheriffs, undersheriffs, chief deputy sheriffs, jailers, turnkeys, deputy sheriffs, bailiffs, process servers, constables, deputy constables, motorcycle officers and heads, assistant heads and regularly appointed deputies of all divisions of sheriffs office.

#### S. B. 210. INMAN.

Adds § 19c, Act 3854, "California irrigation district act," providing a special means of holding "general irrigation district elections" upon call of board of supervisors, in districts where not more than "20 per cent of the land owners" of district are qualified resident electors.

Requires board supervisors to call "general irrigation district election" within ten days after receipt, by board, of verified petition signed by "owners of a majority of the land in an irrigation district" certifying that not more than 20 per cent "of the land owners of the district" are qualified electors and that no general election was held at last date fixed therefor.

Provides that form of ballot, method of voting, qualifications to hold office and of electors, in case of such election, shall be the same as "in reclamation districts in this state."

Declares act urgency measure for reasons therein specified.

#### S. B. 211. CASSIDY.

Amends §§ 1, 3, 8, 9 and 10, Act 4938, re licensing of persons engaged in milling and refining ores. Provides that any person, firm, association or corporation who annually mills, samples, concentrates, reduces or refines ores, concentrates or amalgams of less than \$500 in value or purchases ores, concentrates or amalgams of less than \$200 in value shall pay a license fee of \$5 and shall not be required to furnish a bond. Fee remains at \$25 for all others.

Reframes provisions of section 3 in regard to suit on bond filed by applicant. Gives Attorney General right to sue in behalf of state on such bond. Moneys acquired on such suit to be paid to credit of "the mining fund." Any private person suing on bond after state has recovered on it, may, after exhausting the bond, receive the balance of his judgment from the moneys secured by suit by the state.

§ 4b added. Authorizes all officers empowered to enforce the act to seize and hold ores, concentrates, or amalgams whenever there appears to be reasonable grounds to believe they are stolen or otherwise illegally taken. Provides method by which owner may claim and regain such ores, concentrates or amalgams. Provides procedure by means of which, ores, concentrates or amalgams held for five years shall escheat to the state.

Amends § 8 by adding that 50 per cent of all forfeited bail and fines received under provisions of the section shall be sent to state treasurer, for deposit to credit of the mining fund, and 50 per cent to the city treasurer or county treasurer of the city or county in which the prosecution is conducted.

Amends § 9 by creating "the mining fund," in which all moneys received under the act shall be deposited and all expenses incurred in carrying out the act shall be paid.

#### S. B. 212. GARRISON.

New act. Provides that no member of board of directors of any irrigation district shall be liable for any negligent act or omission of any employee of the district, except where the negligence was participated in by the director, or the director knew or had notice of the incompetency or inefficiency of the employee at the time of employment, or retained an incompetent and inefficient employee after due knowledge or notice of his incompetency or inefficiency.

#### S. B. 213. CROWLEY.

Amends § 12, Act 4807, State Medical Practice Act.

Present law allows certain commissioned officers in various branches of United States medical service to practice medicine in state upon filing certain information with board of medical examiners and payment of fee of \$50.

This bill amends present law in order that \$40 of \$50 fee be returned if such officer is not admitted to practice, and provides also that when in discretion of medical board, such officer is unqualified, he must pass an examination given by the board.

#### S. B. 214. CROWLEY.

Amends § 9, Act 4807, medical practice act.

Each applicant for certificate to practice must show that he did his work in school or college as a "resident" student.



Applicant for physician and surgeon certificate must have one year's training in an approved hospital, or equivalent; except that the medical board may accept from applicant graduating before July 1, 1932, active licensed practice for 5 years after date of required diploma.

After July 1, 1930, applicant for chiroprapist's certificate must show attendance upon certain resident courses of study or prescribed work as indicated in lines 22 to 34 of p. 2 of the bill.

**S. B. 215. CROWLEY.**

Amends § 10, Act 4807, medical practice act.

Increases minimum requirements in the course of study which an applicant for certificate to practice chiropody must have pursued (course of study in didactic and clinical chiropody increased from 704 to 1329 hours), effective July 1, 1930.

**S. B. 216. CROWLEY.**

Act amends § 17 of Act 4807, State Medical Practice Act.

Provides that any person who shall practice or advertise or holds himself out as practicing any mode of treating the sick, or shall diagnose, treat, operate for or prescribe for ailment, disfigurement, disorder, or who shall use any type or form of electric appliance to remove superfluous hair from the face or who shall in any sign or advertisement use the words "physician and surgeon," "chiroprapist," "orthopedist," "orthopedic specialist," "foot specialist," "osteologist," or "doctor of osteology," without having complied with the provisions of the state medical practice act and obtained license thereunder is guilty of a misdemeanor.

The present law does not include specifically a person who treats the above ailments or uses the above words in connection with his business. The attempt of this act is to bring them under the provisions of the medical practice act.

**S. B. 217. CROWLEY.**

Amends § 14, Act 4807, State Medical Practice Act.

Adds revocation by a sister state of license to practice, conviction of a felony, conviction of or cash compromise of a charge of violation of the Harrison narcotic act, or the use of the suffix "D.S.C." without being a holder of the degree of doctor of surgical chiropody as grounds for revocation of a license to practice medicine in California, granted under the provisions of the state medical practice act.

**S. B. 218. ALLEN.**

Amends § 4262, Pol. C., re counties of thirty-third class. Siskiyou county government bill.

Changes salaries, creates offices and fixes salaries therefor as follows:

Clerk to county clerk from \$100 per month to \$1,800 per annum, and allows county clerk a stenographer at \$900 per annum.

Sheriff's clerk from \$100 per month to \$1,500 per annum.

Authorizes auditor to employ a deputy, salary \$1,800 per annum, and creates office, and a copist, salary not more than 5 cents per folio.

Increases salaries of auditor's clerk from \$100 per month to \$1,500 per annum. Treasurer's clerk from \$75 per month to \$1,500 per annum. Tax collector from \$2,000 to \$3,000 per annum. Deputy to tax collector from \$75 per month to \$1,500 per annum. Assessor's clerk from \$100 per month to \$1,500 per annum.

Reduces number of field clerks of assessor from seven to five and reduces salary from \$7.50 to \$5 per day.

Increases salary of district attorney's clerk from \$900 to \$1,500 per annum.

Fixes salary of superintendent of school at \$5 per day for service as a member at meetings of the board of education. Increases salary of clerk of superintendent of schools from \$75 per month to \$1,500 per annum.

Act attempts to create the office of court reporter with a salary of \$2,400 per year.

#### S. B. 219. ALLEN.

Amends § 4264, Pol. C., Shasta County government bill, thirty-fifth class.

Creates office of stenographer for district attorney with salary of \$600 per annum.

Increases salary of deputy for superintendent of schools from \$900 to \$1,200 per annum.

Creates office of deputy to surveyor with salary of \$7.50 per diem for not to exceed 150 days in one year.

#### S. B. 220. MURPHY.

Amends § 33, Act 4749, "Workmen's Compensation, Insurance and Safety Act of 1917." Includes in definition of word "employer" contained in act 4749, the state, counties, municipalities and all public and quasi-public corporations within state.

#### S. B. 221. BREED.

Amends § 20, Act 3814, "Corporate Securities Act," re fees charged by the corporation commissioner.

Minimum fee increased from ten to fifteen dollars. Clarifies section re fees where securities proposed to be issued have no par value. Adds provisions fixing fees for application to issue interim or voting trust certificates rights and convertible securities, and ten-dollar fee for filing application for amendment to existing permit.

S. B. 222. BREED.

Adds § 20a, Act 3814, "Corporate Securities Act."

Corporation Commissioner may appoint appraisers at expense of applicant for permit, and creates "corporation commission appraisal fund."

S. B. 223. BREED.

New act. Validates franchise for toll road and tunnel granted to E. J. Fitzpatrick by board of supervisors of Contra Costa county.

S. B. 224. BREED.

New act. Validates franchise for toll road and tunnel granted to E. J. Fitzpatrick by board of supervisors of Alameda county.

S. B. 225. BREED.

New act. Requires instruction in public safety and accident prevention in every elementary and secondary school. Requires that a course in public safety be prescribed in state normal schools and state teachers colleges. Appropriates \$15,000 to carry out provisions of the act.

S. B. 226. DUVAL.

New act, quitclaiming to regents of University of California the site of Los Angeles Normal School heretofore transferred to the regents by a statute of 1919.

Authorizes regents to hold, sell, lease or otherwise deal with or dispose of said property and use proceeds of such disposition for university purposes in the county of Los Angeles.

Removes certain limitations expressed in said act of 1919 in respect to the use of the old site.

S. B. 227. HANDY, HURLEY AND SWING.

Adds § 2643, Pol. C., re abandonment of roads by county supervisors.

Defines as an unnecessary road one which has not been dedicated to public use by deed, or title to which has not been acquired by eminent domain, and which for 5 years has been impassable, and upon which during such period no public money has been expended for maintenance.

In such case it is duty of supervisors, upon filing and hearing of petition by interested taxpayer, to abandon the road.

S. B. 228. SLATER.

Adds §§ 541, 542, 543, Pol. C., relating to state printing and preparation of copy.

§ 541 provides statutes and journals of Senate and Assembly be printed and published by such state department, office, board, or commission as department of finance shall direct; department of finance shall direct preparation of statutes after each session of Legislature, need not direct preparation of statutes after each extra session if, in judgment of department, same not necessary or desirable; statutes not prepared after extra session, must be prepared after next succeeding regular session and be cumulated and prepared with statutes for next regular session.

Journals of Senate and Assembly likewise be prepared after each session; provisions relating to preparation extra session statutes apply to extra session journals.

§ 542. Whenever compilation, printing and publication of volumes or pamphlets of laws or other matter be required for use of state department, office, board, or commission, or use of public, statement of pertinent facts with estimates of cost of publication shall be submitted to department of finance. If department approves it shall direct compilation and publication of laws or other matter; cost of printing and publishing be paid out of fund available to department, board or commission for printing purposes.

§ 543. Direction or request for preparation of statutes, and journals of Senate and Assembly, as provided in § 541, or for compilation of volumes or pamphlets as provided in § 542, be made by department of finance to legislative counsel, state librarian or to any other department, officer, board, or commission authorized or required by law to render service upon said direction or request.

S. B. 229. SLATER.

Adds § 694, Pol. C., relating to department of finance.

Any money appropriated by state for encouragement of county and district agriculture fairs shall be expended under supervision of state department of finance for premiums for agricultural, horticultural and live stock exhibits only; apportionment made on basis of amount which fairs actually paid in such premiums in preceding year, sworn statement of amount being submitted by secretary of fair.

No allotment be made for more than one fair in any one year in any county; fact two or more counties join in holding agricultural fair shall not bar any such counties from receiving proper proportion of moneys appropriated; provided, no fair for which separate appropriation made by state be allowed to participate.

S. B. 230. SLATER.

Repeals §§ 2294, 2302, 2304, and amends § 2295, Pol. C., relating to state librarian.



§ 2295 amended by eliminating duties:

To act as secretary of board of trustees; to index statutes of session of Legislature, and journals of Senate and Assembly; to revise and bring up to date "Index of the laws of California"; to compile volumes and pamphlets of laws and other matter as may be required by state officer of department.

Sections repealed relate to term, salary and bond of librarian; now covered by § 362*g*, Pol. C.

S. B. 231. CROWLEY.

New act, regulating business of embalmers and funeral directors, superseding and repealing present law on this subject. (Act 2317.)

Differs from the present law, principally in the following particulars:

Bill now allows members of the board \$10 per day while attending meetings of the board.

Provides definite educational qualifications for embalmers; provides for an examination, and prescribes the subjects which must be covered by such examination.

Provides in detail for the regulation of the business of funeral director; requires a license, and a bond of \$2000.

Prohibits funeral directors and embalmers from giving money to secure business.

Eliminates former provisions relating to: corrections of death certificates, special license to nonresidents, creation of schools of embalming, and to the manufacture and sale of embalming fluids.

S. B. 232. BOGGS.

New act. Provides for the licensing, bonding, regulation, government and control of "dealers" of deciduous fruits, including grapes, by the state through the department of agriculture and designates the director of the department of agriculture as the officer to administer the provisions of act.

Act defines "dealer" as "every person other than a cash buyer or a consignment shipper who attempts to make money on deciduous fruit obtained from the growers thereof" and defines "cash buyer" as "every person who purchases deciduous fruit for the purpose of resale and pays for the same prior to the time when the seller parts with the same or within 48 hours thereafter, either in cash or by negotiable instrument, the payment of which can not be stopped.

"Consignment shipper" is defined as "every person who contracts with a grower of deciduous fruit for the marketing thereof, on and

for the sole account of said grower without a guarantee of minimum price and who pays to the grower the net proceeds derived from the sale of said fruit."

The act expressly provides that it shall have no application whatever to a cash buyer or a consignment shipper of deciduous fruits.

Provides that all persons coming within the definition of "dealer" shall be licensed by the State of California upon the guaranteeing of an application for said license and the issuance thereof. The issuance of said license is conditioned upon the compliance with the provisions contained in the application, i. e., answering questions re the financial responsibility of applicant and the posting of a bond conditioned upon compliance with provisions of this act and upon faithful compliance with conditions of all contracts, verbal or written, made by dealer with growers of deciduous fruit. The amount of bond required is based upon a graduated scale of \$5 for each ton of deciduous fruits that dealer intends to deal with during the succeeding fruit season provided that the bond shall be not less than \$5,000 nor more than \$50,000 in amount and that the same shall be a surety bond.

The director of agriculture is vested with the power to investigate, inspect or examine the premises, books, accounts, memoranda, documents, scales, etc., of any dealers, and upon his own motion or upon a verified complaint against the dealer signed by any person or firm is granted authority to make all investigation he deems necessary, subpoena witnesses and compel attendance of all parties at hearings to determine whether or not the provisions of this act are violated.

The director of agriculture is also empowered to hold hearings to determine whether or not any applicant shall be granted a license to act as a dealer in deciduous fruits.

It is expressly made the duty of the director of agriculture to investigate transactions involving the solicitation, receipt, sale or attempted sale of deciduous fruits by any person assumed to act as a dealer, or any alleged failure to account and settle for deciduous fruit as under the act required, or of any person making alleged false statements concerning condition and quality of deciduous fruit handled by a dealer or any person making any alleged false statements concerning deciduous fruit market or any alleged deceptive, fraudulent or dishonest act with respect to deciduous fruits.

Upon conclusion of any hearing, the director of agriculture is empowered to refuse to grant any license or revoke any license issued and render his findings of fact thereon.

All persons dissatisfied with the decision and findings of the director of agriculture are accorded the privilege of review in a court of competent jurisdiction.

All license fees collected under the provisions of this act are to be paid into the state treasury by the director of agriculture and credited to the "deciduous fruit dealers fund" which fund is created by the act.

The act provides that it is not intended and shall not be construed to impair or repeal any of the provisions of the Produce Dealers Act.

An appropriation is made in the sum of \$20,000 to enforce the provisions of this act and to pay for the administration thereof during the eighty-first and eighty-second fiscal years.

The act is declared to be an emergency and therefore to take effect immediately after its passage.

S. B. 233. MURPHY.

Act amends §§ 5, 26, 31, 45, 48, 49, 56, 58 and 60 of Act 8548, the State Housing Act.

Amendment to § 5 omits the following language "or allow exhaust ventilation for water-closet, toilet, bath or shower compartments which are required by the act for apartment houses and for apartments located therein," and apparently is intended to permit forcible ventilation in the above mentioned compartments.

The amendment to § 26 of the act provides that in lieu of inner court passage ways there may be an unobstructed open duct of interior aggregate area of not less than  $19\frac{1}{2}$  square feet and in no dimensions less than 3 feet, and covered at each end with a wire screen with mesh of  $\frac{1}{2}$  inch in diameter. The act is also amended so as to change the definition of 2 stories in height to include the lowest floor which is used for living and sleeping apartments, the intention apparently being to include 1 story buildings wherein basement is used for those purposes.

The amendment to § 31 provides that hotel water-closets, toilets or shower compartments may be ventilated by an exhaust system of ventilation installed and maintained as prescribed by § 60 of Act 8548.

Amendment to § 36 provides that there must be 1 sink for each family living in a building in addition to the other provisions required by the present law.

The amendments to § 45 provide that apartment houses that are 2 stories in height and in which there are more than 4 apartments above the first floor shall be so constructed that any person in any apartment therein shall not have less than 2 means of egress. The present law provides that this provision shall only apply to apartment houses of 3 stories in height and having 3 or more apartments on any one floor.

The amendment to § 48 provides in addition to the provisions now contained therein that the stairway from the topmost story to the roof level shall not be less in width than 2 feet 6 inches, that the scuttle shall be not less than 2 feet by 3 feet in area and shall be cut through the ceiling and roof and there shall be provided a stairway or stationary ladder leading from the top floor to the roof thereof.

Amendment to § 56 provides that the provisions of this section as to air intakes shall not apply to apartments and hotels not more than 2 stories in height from the lowest floor which is used for living and sleeping purposes. The present law provides that the section shall not apply to dwellings or apartment houses not exceeding 2 stories in height designed and constructed with not more than 2 apartments for use of not more than 2 families above the first story thereof and hotels built for not more than 6 guests above the second floor. The act breaks up the last paragraph of the present section into 2 paragraphs, and provides that every vent shaft by this act provided for a dwelling hereafter erected shall not be less than 18 inches in its least dimensions and shall be open and unobstructed to the sky. The addition to the present law is the inclusion of dwellings within the provisions of this section.

The amendment to § 58 substitutes throughout, the word "liquid" for the word "fluid" wherever the word "fluid" is used therein, and provides that whenever a gas water heater, oven, or gas range is installed each of the above named shall be provided with a vent pipe made of sheet metal not less than  $2\frac{1}{2}$  inches internal diameter and in all cases connected to a vertical flue leading to the outer air; that such vertical flue shall be constructed of brick, terra cotta, tile, terra cotta patent chimney, masonry, or of other similar material which will not disintegrate from the effects of gas fumes and other products of combustion. Defines internal area of such flue to be not less than 12 square inches and, if rectangular, not less than 2 inches in any internal dimension. Provides that all gas vents, flues, etc., shall be maintained in good repair.

Amendment to § 60 provides that in addition to the provisions therein contained, in every apartment house hereafter erected the water-closet compartments, bath or toilet rooms, and general amusement, entertainment, or reception rooms, and general utility rooms in lieu of being provided with windows as prescribed in this act may be provided with an approved fan exhaust system for ventilation, which fan exhaust system shall be so designed and operated as to provide a complete change of air for each room in not more than 5 minutes.

**S. B. 234. MURPHY.**

Amends § 59, Act 8548, State Housing Act.

Revamps section. Prescribes different specifications for rooms of 1000 square feet of floor space used as garages, in hotels and apartment houses, from those for such rooms of smaller size. Changes specifications in former as to walls, partitions, interior openings and ceilings.

Omits third paragraph of existing section relating to rooms used as "public" garage.

**S. B. 235. HURLEY.**

Adds new § 2283a. to Pol. C., re support, care, supervision and control of half orphans and abandoned children.



Act provides that where mother maintains in her home her half orphan or abandoned child or children she shall receive aid towards support of such family from state as follows:

To mother with 1 child, \$20 per month.

To mother with 2 children, \$40 per month.

To mother with 3 children, \$50 per month.

To mother with 4 children, \$60 per month.

To mother with more than 4 children, \$10 per month for each additional child.

Act provides that mother shall be entitled to such aid until the child or children have reached day school age.

Act provides that fact that persons seeking aid owns real estate shall not be a bar to receiving such aid wherein her income from all sources except her own labor or services is not sufficient to maintain the family at home, and in such cases the aid shall be appropriated only to supplement such income.

Provides that where mother does own property and receives aid from state that aid so given shall become lien against property.

Act provides that it is expressed intention to vest care and protection of children in mother.

The board of control is vested with authority and directed to administer provisions of this act.

The benefits derived hereunder are limited to those persons who are citizens of this country or those who have made proper application for citizenship, and provides that if money given to persons as aid is not repaid within seven years, interest shall be charged at rate of 5 per cent per annum.

#### S. B. 236. MURPHY.

New act. Provides that it "shall not be unlawful" for persons to organize themselves into labor unions for the purpose of lessening hours of work, increasing wages or bettering their condition, and that no restraining order or injunction shall be granted by any court to prohibit strikes unless necessary to prevent irreparable injury to property or to a property right of party making application for injunction.

Provides further that no injunction or restraining order shall be issued prohibiting any person, whether singly or in "concert" from terminating any relation of employment or from recommending, advising or persuading others by peaceful means so to do, or from paying or giving strike benefits.

Act provides that it shall not apply or be construed to forbid the existence and operation of certain mutual labor, agricultural or horticultural organizations or apply to obstruct the administration of justice or relate to contempts committed in the presence of court or those committed by disobedience of any lawful writ, process, order, citation, decree or command from out of any court.

Act provides that any person who commits a contempt of court or refuses to obey any writ, etc. from out of a court of competent jurisdiction shall be made to appear before superior court and upon order show cause why he should not be punished for failure to answer; that said defendant so brought into court may demand a jury trial.

The act places a limitation upon a contempt proceeding of one year from date upon which act complained of was done.

S. B. 237. MALONEY.

Appropriates \$108 to pay claim of C. J. Holzmiller against the state.

S. B. 238. MALONEY.

Appropriates \$119.04 to pay claim of the Overland Freight and Transfer Company against the state.

S. B. 239. MALONEY.

Appropriates \$72 to pay claim of the Western Crane Service Corporation against the state.

S. B. 240. MALONEY.

Appropriates \$1.42 to pay claim of Weinstock Nichols Company against the state.

S. B. 241. MALONEY.

Appropriates \$1.47 to pay claim of Weinstock Nichols Company against the state.

S. B. 242. MALONEY.

Appropriates \$18 to pay claim of the California Notion and Toy Company against the state.

S. B. 243. MALONEY.

Appropriates \$320.15 to pay claim of Habenicht and Howlett against the state.

S. B. 244. MALONEY.

Appropriates \$201.16 to pay the claim of the J. A. Clark Draying Company.

S. B. 245. MALONEY.

Appropriates \$244.29 to pay claim of the Overland Freight and Transfer Company against the state.

S. B. 246. MALONEY.

Appropriates \$316.94 to pay claim of G. W. Freethy against the state.

S. B. 247. MALONEY.

Amends § 1188, Pol. C., re nomination of independent candidate subsequent to primary election or in lieu of primary election.

Requires nomination papers to be signed by at least 1 per cent of the voters of the district or political subdivision who did not vote at the last preceding general election; instead of one per cent of those who did vote, as under present law. Provision is also made for the placing of the name of a candidate upon labels used in voting machines.

Name of such candidate to appear on ballot in column below name of party nominee. Word "independent" to appear before the name of such candidate.

S. B. 248. MERRIAM.

New act. Provides method whereby incorporated or unincorporated territory adjacent to any municipality may be annexed and consolidated with such municipality.

Requires presentation to the legislative body of annexing municipality of petition signed by one-fourth of qualified electors and calling of special election for determination of questions by electors of territory to be annexed.

Upon affirmative vote legislative body of annexing municipality may approve same by ordinance, or submit question to electors. Certified copy of ordinance or affirmative vote, as case may be, then filed with secretary of state. Annexation then complete.

Provision made for payment of any bonded indebtedness for improvements incurred by either territory annexed or annexing municipality prior to such annexation.

S. B. 249. SWING.

New act, appropriating \$3,000,000 to be expended in the control of the flood waters of Santa Ana River system.

Money to be expended over a period of ten years, to become available when San Bernardino, Riverside and Orange counties, or any of them, or any political subdivision of any of them shall deposit in the state treasury a sum equal to the amount to be expended annually by the State of California.

When such deposit shall have been made, division of engineering and irrigation, department of public works, shall prepare the necessary plans and specifications, and shall conduct the work of controlling and regulating such floods.

S. B. 250. BREED.

New act, providing for appointment of additional judge of superior court, Alameda County, at salary of \$9,000 per annum.

S. B. 251. CARTER.

Amends § 628*f*, Pen. C., re abalones.

Existing provision prohibits exportation of abalone shells except articles manufactured therefrom. The bill limits the exception to "finished" articles so manufactured.

S. B. 252. EVANS.

New act. Provides for establishment of hazardous fire areas by state board of forestry and inclusion of land within the area when the owner or agent of such land consents to inclusion.

Starting a fire or smoking within such area shall constitute a misdemeanor, but the regulations imposed by the act shall not curtail or prohibit the complete use and possession of any land within the area by the owner.

S. B. 253. BAKER.

Repeals § 772, re amotion of public officer by superior court in a proceeding initiated by "any person." Bill leaves intact other provisions of law for removal of public officer upon accusation by grand jury. (See S. B. 257.)

S. B. 254. INMAN.

Amends § 3897, Pol. C., relating to disposition of lands deeded to the state for delinquent taxes. Requires the controller, in addition to giving the authorization of sale now required, to also give tax collector notice to sell the land.

Requires the notice issued by the tax collector to contain a statement showing the total sum of all delinquent taxes, penalties, costs and interest, for the entire period of delinquency, prior to the date of the execution of the deed to the State of California. Under the present law the notice must contain a statement of the amount of taxes, penalties and costs which the owner of the land would be required to pay to redeem under § 3817.

S. B. 255. WAGY.

Amends § 422, C. C. P.; repeals §§ 430, 431, 434, 443 and 444 and adds 435.



Abolishes demurrers in civil actions and proceedings. By the amendment to § 422, the pleadings allowed on part of plaintiff are restricted to the complaint; on the part of defendant, to the answer and the cross-complaint.

The sections repealed provide for matters to which a demurrer may be taken, the grounds of the demurrer, what the demurrer must specify, the effect of not taking a demurrer, and the time of filing a demurrer.

The new section added outlines the intent of the bill by providing that demurrers are abolished and forbidden.

**S. B. 256. ROCHESTER.**

Amends § 1382, Pen. C., re dismissal of criminal action.

Reduces from 30 to 15 days the time within which indictment or information must be filed, after defendant held to answer, or dismissal may be had.

**S. B. 257. ROCHESTER.**

Repeals § 772, Pen. C., re amotion of public officer by superior court in a proceeding initiated by "any person." Bill leaves intact other provisions of law for removal of public officer upon accusation by grand jury. (See S. B. 253.)

**S. B. 258. CROWLEY.**

Amends §§ 2, 3, 4, 6, 7, 14, 17, 18, 19 and 20 of the "act concerning cosmetology."

§ 2 amended by providing clearer definitions for the words "cosmetology," "hairdressers," "cosmeticians," "electrologist," "cosmetological" and "junior operator."

§ 3. The only change is that on page 3, line 8, requiring a junior operator to be registered.

§ 4. The change relates to compensation allowed members of the board, giving them additional compensation of \$10 for the correction of every fifty examination papers or fraction thereof. (See page 4, line 11.)

§ 6. The amendment requires that every person engaged in learning or acquiring a knowledge of the occupations of hairdresser or cosmetician in any establishment registered under the provisions of the act, must be registered by the board.

§ 7. The amendment requires that applicant for registration as operators must submit two photographs of himself.

§ 14. Substitutes the word "registered" for "licensed."

§ 17. Requires cosmetologists and electrologists to apply for license.

§ 18. Requires state, county, or city school, teaching cosmetology without compensation, to apply for certificate of approval. This class of schools is exempt from payment of license fee.

§ 19. Authorizes issuance of duplicate license when original license has been lost.

§ 20. Cosmetologists and electrologists not allowed to use their establishments for residential purposes.

#### S. B. 259. MUELLER.

Adds § 3, Act 6200, relating to construction of public buildings by joint enterprise of counties and incorporated cities or towns.

Requires agreements authorized by § "2" to be made by ordinances enacted by respective contracting bodies.

Requires such agreements to provide for joint payment of all expenses of entering into or carrying out same and to conform to Act 1861, allowing municipalities and counties to exercise common powers jointly, and makes limitations and restrictions as to plans and specifications, advertisement for bids, drafting and signing agreements and manner of payment provided in Act 5171, relating to public buildings in certain cities, inapplicable.

#### S. B. 260. SLATER.

Amends § 624f, Pen. C., relating to protection fish and game.

Prohibits use diving apparatus for catching abalones in districts 24 and 7. Prohibition against catching more than ten abalones during one day, or twenty during one week, unless brought in by boat when not caught in districts 24, 7, 15, 16 and 17, is extended by including therein districts 24, 7 and 10.

#### S. B. 261. CROWLEY.

New act, "Pure Milk Law of California," superseding and repealing act 1942a on same subject.

The new act follows provisions of the "Pure Milk Law of California" relating to the supervision and control of the distribution of market milk. The changes from the existing act are substantially as follows:

§ 2. Tubercular cattle must be branded. Market milk offered for sale must be bottled and capped by mechanical contrivances.

§ 3. Milk or cream not conforming to standards of general dairy law must not be sold for human consumption and must be kept in distinctive, marked container.

Department of public health is given power to enforce rules and regulations for physical and bacteriological examination of all persons coming into contact with market milk. A certificate is given by department to allow persons to handle market milk. After January 1, 1931, it is made unlawful for any person without certificate to handle market milk.

§ 4. Licensed physician must be on staff of laboratory milk inspection service plant.

§ 5. The director of agriculture is authorized to make rules and regulations to enforce the act.

It is made the duty of the district attorney to prosecute violations of the act. (See S. B. 616.)

#### S. B. 262. HURLEY.

Repeals § 9, Act 8034, state fish exchange act.

Section repealed is the section which fixes the license fee now required to be paid by fish dealers, brokers, salesmen, agents and buyers.

#### S. B. 263. MERRIAM.

New act relating to regulation of the practice of professional engineering.

Provides professional engineers must register with a "state board of registration for professional engineers." Professional engineers include those engaged in any subdivision of chemical, civil, electrical, mechanical or mining engineering. State board of registration supported by fees collected from professional engineers, initial fee of \$15 for application for registration, secondary fee of \$10 for issuance of license. Annual fee of \$5 to be collected by board from all registered engineers. Practicing professional engineering without a license is made a misdemeanor.

#### S. B. 264. GARRISON.

Adds § 588d, Pen. C., relating to display of red lights on or near public highways.

Makes display of any red light on or near a highway, for any purpose other than for a danger signal, a misdemeanor.

#### S. B. 265. WAGY.

Amends § 51, Act 6386, the public utilities act.

Provides that when a public utility water corporation applies to the railroad commission for permission to sell, lease, assign, mortgage, or otherwise dispose of any of its property to a water storage district, the commission shall determine whether or not such transfer or other dis-

position, if it result in abandonment or curtailment of service of the utility, will be to the interest of and will be fair, just and equitable to the consumers of the utility.

**S. B. 266. WAGY.**

Amends §§ 17, 32, 36, 51 and 68 of California water storage district act, Act 9126.

§ 17. Provides. (1) if property or any interest therein is to be acquired other than by condemnation proceedings, fact to be so stated in report of directors; (2) prevents acquisition of any property or interest therein by water storage district when property belongs to any water corporation which is public utility, unless railroad commission authorizes acquisition.

§ 32. Prevents acquisition property by district when any officer named in act has an interest in the property.

§ 36. Limits number of votes owners of real property entitled to cast, when acquisition of real property by district is question at election, to one vote for every \$100 worth of property up to 49 per cent of the total votes in the district.

§ 51. Provides that beneficial owner of land under recorded contract shall be deemed the person entitled to vote at election.

§ 68. Provides that term "vested rights" shall include rights of consumers in use of water already dedicated to public use.

**S. B. 267. CASSIDY.**

Amends § 2, Act 2921, relating to protection mammals.

Allows hunting, with dogs, of fur-bearing mammals.

**S. B. 268. HANDY.**

Amends § 4280, Pol. C., relating to salary officers of fifty-first class (Lake County).

Increases salary of county clerk from \$1,800 to \$2,000 per year, allows additional deputy with salary \$1,500; allows each deputy to receive 10 cents for each person registered by him on the great register.

Increases salary of deputy sheriff from \$1,200 to \$1,500.

Provides that recorder shall receive one-half of fees in excess of \$300 per month; the former provision was \$100 per month.

Increases auditor's salary from \$1,800 to \$2,200, with proviso that salary is in lieu all fees and commissions. Provides new deputy at salary of \$1,500 per annum.

Increases salary of tax collector from \$1,500 to \$2,000.



Increases assessor's salary from \$1,800 to \$2,000 and allows two deputies instead of one for six months each year at a salary of \$125 per month instead of \$100.

District attorney's compensation increased from \$1,500 to \$2,000.

Superintendent of schools allowed an assistant for 75 days each year at \$4 per day instead of a deputy for two months at \$100 per month.

Abolishes classification of townships for fixing salaries of justices of the peace; provides that all justices to receive \$300 per annum.

Raises salary of members board of supervisors from \$75 per month to \$900 per annum; road commissioners allowed salary \$600 per annum and 10 cents per mile for every mile actually traveled in performance of duties, in lieu present fees.

Provides trial and grand jurors shall receive sum of \$4 per day and 20 cents per mile in traveling to and from county seat, instead of fee allowed by law.

Increases in compensation are not to apply to officers in office, but shall apply to deputies and assistants thereof.

S. B. 269. HANDY.

Adds § 19x51, Act 3966, juvenile court law.

Creates office probation officer in counties fifty-first class (Lake County), with salary of \$50 per month.

S. B. 270. HANDY.

Amends § 10, Act 2921, relating to protection mammals. Allows killing or capturing of predatory animals in districts 2, 2½, 3, 4 and 4¾.

S. B. 271. McKINLEY.

Amends § 8, Act 4749, workmen's compensation insurance and safety act of 1917.

Excludes jurymen, witnesses, election officials, and inmates of criminal or charitable institutions from the benefits of act.

S. B. 272. McKINLEY.

Amends § 601 Pen. C.

Includes petroleum products among explosives, the malicious use of which is made a felony.

S. B. 273. McKINLEY.

Adds § 1770a to C. C. P. Court may order, after notice, that net income of an incompetent ward, in excess of that required for support of ward and family, if any, be paid to a person supported by such ward for five years prior to incompetency of ward.

S. B. 274. WELLER.

Amends § 274 C. C. P.

Increases fee of reporters in superior and supreme courts from \$10 to \$20 per day. Increases fee for first copy of folio of 100 words of transcript from 15 cents to 25 cents. Increases fees for second, third, fourth and fifth copies from 9 cents to 10 cents. Allows 5 cents for additional copies.

S. B. 275. WELLER.

Amends § 274a, C. C. P., relating to matter to be reported in superior courts. Extends provision of section to permit court to have instructions "given" taken down by reporter. Present statute perhaps permits only instructions "to be given" to be taken in shorthand.

S. B. 276. WELLER.

Repeals § 274b, C. C. P., prescribing fees which phonographic reporters are entitled to receive for transcribing notes.

S. B. 277. McKINLEY.

Amends § 447, Pen. C., relating to arson.

Enlarges definition of arson to include any "wilful and malicious attempt to burn a building."

S. B. 278. DUVAL.

Amends § 439, Pol. C., relating to appointment of deputies and employment of assistants in office of State Controller.

Increases compensation of one deputy controller from \$4,000 to \$4,500, of another from \$3,600 to \$4,000; and adds to list of civil executive appointees one "superintendent motor vehicle fuel tax department."

S. B. 279. COBB.

Adds § 330b, Pen. C., relating to gambling devices.

Makes misdemeanor to exhibit, use, maintain or operate vending machine, as defined therein, which delivers one article or quantity of merchandise at one operation, and other articles or quantities at another operation, or which delivers other than a specific article or specific quantity of merchandise for a specific and uniform price at any and all times.

S. B. 280. COBB.

Amends § 227, C. C., relating to contents of order of court in adoption proceedings, to county clerk's file and register, and to public inspection of proceedings in all adoption cases.

Requires court, in its order awarding custody of child, to direct that child shall thenceforth "be regarded and treated in all respects as the child of the person adopting."

Requires the petition, relinquishment agreement and order of adoption to be "registered" as well as "filed" in office of county clerk in special file and register to be kept for that purpose, which file and register are not to be open to public inspection by any person, except upon order of superior court based upon affidavit showing that "such person is entitled to make such inspection."

Present law allows parties and their attorneys and state department social welfare to make such inspection without obtaining an order.

S. B. 281. MUELLER.

Supplements act of May 1, 1911, conveying certain tidelands to city of San Diego. The bill finds and declares that a portion of this land has been filled in by certain improvements constructed by the city, wherefore said portion is declared to be free from the public use for navigation, commerce or fisheries, and is granted and conveyed to San Diego County and San Diego City as joint owners in consideration of the payment of \$1,000 by the grantees to the state, said payment to be made within one year.

S. B. 282. CASSIDY.

Amends § 736*b*, Pol. C., relative to proportionate amounts paid by state and county, respectively, of salaries of judges of superior courts.

According to existing provisions of this section, the state pays \$4,000 for each county or city and county having a population of 300,000 or more; \$3,500, each county of 100,000 to 300,000; \$3,000, each county of 25,000 to 100,000; \$2,500, each county of 5,000 to 25,000; and \$2,000 all counties of less than 5,000; the county in each case paying the balance of the salary.

The bill makes the state's contribution \$4,000 in all cases.

S. B. 283. MALONEY.

Amends § 19, Act 4749, relative to workmen's compensation.

Adds provision making "reports of attending or examining licensed chiropractors," competent evidence in matters pending before Industrial Accident Commission.

S. B. 284. COBB.

Amends § 1238, C. C., relative to homesteads.

Adds provision defining "property" for the purposes of selecting the homestead as including any title, interest or estate which vests in the claimant the immediate right of possession "even though such right of possession is not inclusive."

S. B. 285. ALLEN.

To amend § 626*o*, Pen. C., re shooting of game.

Deletes from first paragraph of section the prohibition against shooting game bird or mammal from an airplane; and adds prohibition against shooting game bird or mammal from state or county road.

In subd. 6 makes it a misdemeanor to use live bird as decoy for wild goose.

S. B. 286. ALLEN.

Amends § 632, Pen. C., relative to trout and whitefish.

Eliminates paragraph near end of present section, which declares that nothing in section prohibits possession and sale of Dolly Varden or steelhead trout "from without the state" nor sale of same within the state when inspected and tagged in accordance with the law.

S. B. 287. YOUNG.

Adds § 637½a, Pen. C., making use of trap with sawtooth or spike jaws for taking of game, a misdemeanor.

S. B. 288. CHRISTIAN, CLEVELAND, INMAN, MCKINLEY, MUELLER, ROCHESTER, TUBBS and WELLER.

Adds §§ 374, 374g, inclusive, Pol. C., creating state department of military and veterans' affairs.

Department under control of executive officer known as director of military and veterans' affairs, appointed by the governor from the chiefs of the divisions of the department.

Four divisions in the department: military affairs, including national guard and naval militia, and administered by adjutant general; veterans' welfare, administered by veterans' welfare board; veterans' homes, administered by boards of directors of Woman's Relief Corps Home and Veterans' Home of California; and athletics, administered by state athletic commission.

Each division to furnish any other division of department upon request, with approval of director, such assistance as may be rendered without detriment of administration of either division.

Department to make rules and regulations that will tend to eliminate overlapping and duplicating.

Departmental meetings to be held not less frequently than once each month, attended by chief of each division, for consideration of problems involving duplication of service of any two or more divisions and suggestions as to correlation of activities of the several divisions.

Assembly Bill No. 252 is identical.



S. B. 289. CHRISTIAN, CLEVELAND, INMAN, McKINLEY,  
MUELLER, ROCHESTER, TUBBS and WELLER.

New act, "Uniform veterans' guardianship act," providing for appointment of guardians of minor and mentally incompetent veterans, to receive moneys due the wards from U. S. veterans' bureau, and for commitment of veterans into U. S. hospitals by state courts. Prohibits, with certain exceptions, any person from accepting appointment as guardian of any beneficiary of United States veterans' bureau if such person, at the time, is acting as guardian for 5 such beneficiaries.

§ 4 recognizes right of relative to priority of appointment as guardian of such beneficiary, as provided by other provisions of law, but if person entitled to such priority neglects to apply, any responsible resident of state may petition for appointment.

Prescribes requirements as to notices, reports, bonds, etc., of guardian, and protection of ward.

§ 11 limits compensation payable to such guardians.

§§ 12 and 13 impose limitations as to investment of funds of the ward's estate.

Authorizes director of United States veterans' bureau to petition for discharge of such guardian in a proper case, and otherwise to protect interests of the ward.

Authorizes state courts, with consent of official in charge of any U. S. hospital and upon certain other conditions, to commit thereinto any veteran for whose proper care and treatment the court deems such commitment necessary.

See A. B. 259, same as S. B. 289.

S. B. 290. CHRISTIAN, CLEVELAND, INMAN, McKINLEY,  
MUELLER, ROCHESTER, TUBBS and WELLER.

Amends §§ 310 and 310a, Pen. C., prohibiting improper use of flags of the United States and of California.

The text of each of these sections is entirely recast and restated in order to procure a so-called "uniform flag law."

Broadens scope of the present code sections, penalizing improper uses of flags of state and United States for advertising and other purposes but does not depart from policy of existing code provisions.

S. B. 290 is same as A. B. 254.

S. B. 291. CHRISTIAN, CLEVELAND, INMAN, McKINLEY,  
MUELLER, ROCHESTER, TUBBS and WELLER.

New act creating a state emergency council.

Nine members appointed by the governor, including director of finance, director of public works, director of military affairs, director of public health, and the following members appointed by the governor: one representing the American Legion, one representing the American Red Cross, one representing transportation interests of the state, and two from the business organizations of the state.

Council shall prepare general plan and designate ways and means of meeting any great emergency, the existence of any particular emergency to be designated by the governor.

In case of disaster such as flood, fire, tornado, earthquake or pestilence, governor to declare existence of emergency and designate nature, area and extent thereof, and thereupon to designate the officials who are to take charge of the necessary relief work. Expenses of emergency council in such case to be defrayed from the emergency fund provided in the budget bill.

Appropriates \$15,000 to meet cost of preparing emergency plan and organizing work of the council.

Officers and other persons while acting under the direction of governor and under this act to have authority of highest police power in area affected, subject to higher authority, if any, of the United States government when area is similarly assisted by latter. All local governmental agencies to cooperate.

See A. B. 255.

S. B. 292. CHRISTIAN, CLEVELAND, INMAN, McKINLEY, MUELLER, ROCHESTER, TUBBS and WELLER.

New act, establishing a nautical school for educating and training pupils from the various counties of state in science and practice of navigation, seamanship, steam and electrical engineering.

School to be maintained at San Francisco, governed by board of five members appointed by governor, one of whom shall be superintendent of public instruction: board members to serve without salary but are allowed actual necessary expenses.

Board, among other things, authorized to receive from United States government a ship suitable for use as nautical school ship.

Appropriates \$175,000 for school years 1929 and 1930.

See A. B. 253.

S. B. 293. CHRISTIAN, CLEVELAND, INMAN, McKINLEY, MUELLER, ROCHESTER, TUBBS and WELLER.

New act, to be known as "Veterans' Welfare Bond Act of 1929," providing for the issuance and sale of state bonds in the total sum of

\$20,000,000 to provide farm and home aid for veterans in accordance with provisions of the veterans' farm and home purchase act of 1921.

This measure is identical with the veterans' welfare bond act of 1925 (Stats. 1925, p. 934) except as noted below.

This measure differs from bond act of 1925 in that dates mentioned in the bill have been changed appropriately from 1927 to 1929 and from 1928 to 1930 and in following particulars:

This bill permits the state treasurer to use a signature stamp, whereas the 1925 act required him personally to sign his name to each bond; the bill omits the former requirement that notice of time and place of sale of such bonds shall be published in a Sacramento newspaper as well as in newspapers of the other cities mentioned in § 8; omits requirement, contained in § 8 of former act, that the veterans' welfare board pay over to the general fund of the state from the proceeds of the sale of the bonds all moneys theretofore appropriated or hereafter appropriated and advanced out of the state treasury for the use of the board on the condition that the same be so paid over, all of such advances having heretofore been thus returned to the state treasury from the proceeds of bonds heretofore issued and sold. The provisions of lines 2 to 9, inclusive, of page 5 of the bill, relative to investment of moneys, are new.

This measure to be submitted to the electors of the state at the next general election. See A. B. No. 251, an identical measure.

#### S. B. 294. WELLER.

New act relating to county and city parole boards.

§§ 1 and 2 create boards of parole commissioners in cities of first and one-half class, having a municipal court, consisting of 3 judges of superior court, appointed by presiding judge, to serve for 1 year.

§§ 3 and 4 create board parole commissioners for each county of state, consisting of sheriff, district attorney and chief of police of county seat, to have jurisdiction throughout county, except in cities of first and one-half class having municipal courts. These §§ comprise restatement of provisions of Act 5780, changed to conform with §§ 1 and 2 of this bill.

§ 5 is intended to expressly make boards parole commissioners, created by § 1 of this bill, successors, in cities mentioned, to boards created in § 1 of Act 5780.

§ 6 specifies ground upon which and manner in which paroles may be granted.

§ 7 requires parole hearings to be public and witnesses to be examined under oath.

§ 8 repeals Act 5780 which created boards parole commissioners for several counties of state.

S. B. 295. WELLER.

Adds §§ 643a, 643b, Pen. C., relative to nonprofit cooperative corporations and associations.

Imposes fine and civil penalty upon any person who induces, or attempts to induce, any member or any stockholder of any such corporation or association to breach his marketing contract with same, or to spread false reports about the finances or management thereof.

Also imposes civil penalty upon any person who solicits, persuades or permits a member or stockholder of any such corporation or association to breach his marketing contract, by accepting such stockholder's or member's products under certain circumstances.

S. B. 296. INMAN.

Adds § 1½, Act 8702, known as the Cartwright act.

Defines "trust" within the meaning of the act to include every agreement, combination or conspiracy to monopolize trade or commerce, and every agreement, understanding, combination or conspiracy between two or more persons engaged in selling any product or commodity, and having for its object the compelling of purchasers of such product or commodity who employ labor, to do so on terms or conditions prescribed or desired by the sellers. Certain exceptions are stated at page 1, line 19, to page 2, line 9.

S. B. 297. BREED.

Amends §§ 2 and 4 and adds § 4a, Act 6379, relative to state park system and state park commission.

Amends § 2 by eliminating words "outside the limits of incorporated cities," thereby enlarging the definition of state park system to include all parks within the state created or acquired by or under the control of the state, except the Sutter's Fort property in Sacramento.

Amendment to § 4 eliminates at line 12 of page 2 requirement that in acquiring property for state park system the park commission must obtain the consent of the governor and the board of control, adds provision that commission may acquire such property by lease or by gift as well as by purchase or condemnation, as now provided.

New § 4a indicates the procedure to be followed when the commission acquires "real or personal" property by condemnation.

A. B. 298. BREED.

New act, providing for establishment of areas of five square miles or more, within the state, each to be designated by governor a "protected scenic region" of the state.

Upon petition of owners of majority in area or assessed valuation of contiguous lands, director of natural resources must, and, upon petition of owners of a smaller portion of such lands, may hold hearings at the



county seat of county in which greater portion of proposed scenic region is situated. If, after hearing, director decides region is notably scenic, he shall, in consultation with county supervisors, define the boundaries, draft reasonable and suitable zoning regulations, determine for what uses each zone is best adapted, and submit draft of regulations deemed necessary for conservation of scenic resources of region to governing bodies of counties and cities situated wholly or partly within the region.

If local governing authorities adopt such regulations, it becomes duty of governor, upon recommendation of director of natural resources, to declare the lands a "protected scenic region" in which the regulations adopted shall be enforced, and the duty of certain state departments to assist county agencies in that regard.

**S. B. 299. BREED.**

New act, transferring certain state lands situate in Del Norte County from jurisdiction of surveyor general to jurisdiction of department of natural resources for state park purposes.

**S. B. 300. BREED.**

Adds § 373j, Pol. C., relative to tidelands.

Directs state department of natural resources to classify tidelands owned or controlled by the state with respect to the natural resources and potential usefulness of such lands, with reference particularly to navigation, fisheries, mineral, scenic and recreational resources, with the exception of land placed under control of harbor commission or department of public works by express provision of law.

Duty of natural resources department, with cooperation of attorney general and surveyor general, to establish boundaries of such tidelands (except such thereof as are under the jurisdiction of a state department, board, commission or agency other than the surveyor general or department of natural resources by express provision of law); to safeguard same against encroachment and diminutions; to establish and enforce regulations governing use thereof by public and governing use of abutting property; and to make recommendations upon this subject to the Legislature.

**S. B. 301. CLEVELAND.**

New act. Provides that no member of any state board, state commission or board of supervisors, shall be appointed to any position by the body of which he is a member. Provisions of act do not apply to the organization of such body.

**S. B. 302. CLEVELAND.**

New act. Allows producers or growers of agricultural products to obtain license and sell such products raised by him in any county, city or town within the state without the payment of a license fee, provided that such grower or producer is selling for himself only.

**S. B. 303. CLEVELAND.**

Amends § 4255, Pol. C., county government bill, Santa Cruz County—twenty-sixth class.

Skeleton bill.

**S. B. 304. CLEVELAND.**

Amends § 4272, Pol. C., county government bill, San Benito county—forty-third class.

Skeleton bill.

**S. B. 305. CLEVELAND.**

Amends § 4387, Pol. C., relating to claims against cities.

Provides that all demands against city shall be paid out of city funds instead of fund specified in certificate of president of common council. Provides that when taxpayer or other interested person objects to payment of allowed claim as illegal and institutes injunction proceedings, city treasurer shall, if claim be found illegal, pay to such person, \$200 as costs and attorney fees.

**S. B. 306. CLEVELAND and BAKER.**

Appropriates \$10,000 to be spent by state board of reclamation in dredging and widening Pajaro river between counties of Santa Cruz and Monterey.

**S. B. 307. CANEPA.**

Adds § 1a, Act 2273, re voting machines.

Allows voter, instead of using voting machines when provided at elections, to use paper ballot, at his option. (See A. B. 256.)

**S. B. 308. BAKER.**

Amends § 1192a, Pen. C., relating to statements concerning prisoners.

“The” substituted for “such,” page 1, line 22.

**S. B. 309. MUELLER.**

Amends §§ 1044, 1083a, 1083b, 1094, 1095a, 1096, 1096a, 1097, 1103, 1105, 1106, 1113, 1115, 1120, 1121, 1125, 1142, 1151, 1174, 1192, 1195b, 1204, 1205, 1210, 1229, 1261, 1264, 1265, and repeals § 1262, Pol. C., relating to elections.

Major purpose of bill is to provide for permanent registration of voters.

1044. Includes regular school elections in elections governed by §§ 1044, 1120, 1121, 1133 and 1151, Pol. C.

1083a. Omits provision requiring registration in even-numbered years of signers of initiative petitions. Requires signers to give occupation and residence.

1083b. Increases allowance for persons employed on examination of signatures on nominating petitions from \$3 to \$5 per day.

1094. Omits requirement for registration every two years, providing for continuous registration except during 30 days preceding elections. Allows use of registration data at previous election on elections for members of governing boards of school districts held between January 1, "1928," and April 1, "1928." Requires petition asking for list of lodgers to be filed with registration officer 14 days before election. Also requires lists to be filed by landlords at least 7 days before election.

1095a. Requires new numbering alphabetically designated, with each 500,000 affidavits of registration. Omits requirement for use of red ink. Changes time for filing reports of violations of section from 10 to 5 days after close of registration.

1096. Requires affidavit of registration to be signed with full name including middle name or initial and "Miss" or "Mrs." in case of females. Allows person unable to write to sign by mark.

1096a. Removes requirement that index to affidavits of registration contain statement of party affiliations. Requires county clerk or registrar of voters to note change of political affiliation on affidavit of registration.

1097. Omits reference to "ward." Omits certain superfluous language in subdivisions 2, 3 and 4. Allows clerk or registrar of voters to direct election officers, on reverse side of affidavit of registration, to indicate date when electors voted. Omits requirement that former address or precinct be noted on transfer of registration. Adds new subdivision to section requiring filing of application for change of registration, prescribing form therefor, making same part of affidavit of registration, and requiring transfer to be made if signatures correspond.

1103. Omits provisions requiring affidavits of registration to be kept 5 years and until canceled by board of supervisors, and adds requirement that same be kept until "canceled according to law."

1105. Omits requirement for cancellation of registration on reregistration or transfer to another precinct in same county. Requires canceled affidavits of registration to be kept until April 1 of next year instead of next even-numbered year.

1106. Makes registration permanent during life of elector unless canceled for causes specified in section. Requires cancellation for removal from county. Omits subdivision 6 requiring cancellation from certificate of board of electors of precinct as to death or removal of elector. Omits provision for cancellation for failure to vote at special elections. Requires notice of cancellation to be mailed to elector.

Requires county clerks in counties having registrar of voters to furnish him list of persons convicted of infamous crimes in courts of county and requires registrar to cancel names of such persons on great register.

1113. Requires "clerk" and not registrar of voters to arrange registration books.

1115. Requires municipalities to pay counties cost of indexes furnished and county clerk to furnish copies of indexes to candidates at cost. Removes duty of binding registration books and preparing indexes from registrar of voters and places same on "clerk."

1120. Requires electors to have voted at preceding primary or general election to be eligible to vote at special or municipal elections without additional registration. Fixes January 1, "1928" as time for opening all registration for special or municipal elections.

1121. Makes section apply to all special or municipal elections held after April 1, "1928," and fixes January 1, "1928," as time for commencement of registration therefor.

1125. Requires rearrangement of affidavits of registration to conform to changes in boundaries of election precincts and authorizes employment of extra help therefor and for canvassing territory, at \$5 per day. Fixes as maximum expenditure for such help amount equal to .04 cent for each name on great register at last general election.

1142. Requires boards having charge of county elections to designate polling places 30 days prior to election, and immediate appointment of election officers where same have not been designated or can not serve 20 days prior to election. Changes form of application of election officers, omitting statement as to age and making person employed by state within last 90 days ineligible. Allows publication of names of election officers in weekly newspaper where no daily published in county. Substitutes "tally" for "poll" lists in precincts.

1151. Omits provision requiring keeping of poll lists at municipal elections.

1174. Omits all provisions for roster lists. Prescribes form for tally lists and certificates thereto.

1192. Changes time for filing nomination papers to between 61 and 85 days before election. Present time is between 35 and 60 days. Substitutes figures for words in references to code section and divides section into paragraphs.

1195b. Allows secretary of state and county clerk 5 additional days to furnish data on constitutional amendments, propositions, measures and questions.

1204. Allows challenge of any voter by administration of oath prescribed in § 1600, Pol. C. Requires election officer to instruct voters to use rubber stamp for marking ballots. Omits provision requiring election officers to register numbers of tickets given voters.



1205. Does not require endorsement on ballots to appear on outside thereof. Omits requirements as to numbered ballots and requires checking on copy of index to register of persons voting. Paragraphing new.

1210. Changes time for mailing sample ballots to between 15 and 30 days before election. Present time is 10 to 25 days.

1229. Provides clerk in charge of precinct index to voters must check thereon name, or designate number on roster, of persons voting. Present procedure is to check precinct index to register of affidavits of registration.

1261. Omits provision for transmittal of poll list to county clerk or registrar of voters. Requires such transmittal of copy of precinct index.

1262. Repealed. This section requires tally and other lists to be sent county clerk or registrar of voters and kept open to inspection for 6 months.

1264. Omits requirement for delivery of poll lists.

1265. Time county clerk must keep ballots changed from 12 to 6 months. Requires county clerk thereafter to "destroy" them instead of burning them.

S. B. 310. CHRISTIAN, CLEVELAND, INMAN, ROCHESTER, McKINLEY, MUELLER, TUBBS and WELLER.

Amends § 366, Pol. C., re transfers of patients at state hospitals.

Adds provision authorizing director of institutions to "prescribe the conditions and authorize the transfer of persons from any department to any institution authorized by the federal government to receive inmates." (See A. B. 260, S. B. 437.)

S. B. 311. HANDY.

New act supplementing School Code Bill, S. B. 22, re transportation of high school pupils. Provides for the furnishing of transportation of pupils attending secondary schools when attendance of such pupil causes him to travel an excessive distance or works a financial hardship. Makes cost of such transportation a charge against the district. (Existing provision denies such transportation to a pupil residing in a city.)

S. B. 312. HANDY.

Supplements S. B. 22.

Allows making of three-year contracts for furnishing transportation of pupils in secondary school districts. (See S. B. 311.)

S. B. 313. CLEVELAND.

Amends § 4077, Pol. C., relating to claims against counties.

Provides that when taxpayer objects to payment of allowed claim and institutes injunction proceedings, county shall pay to such taxpayer, if claim be found illegal, \$200 as costs and attorneys fees. Adds same penalty where claimant obtains a writ of mandate to compel payment of claim. (See S. B. 305.)

S. B. 314. CLEVELAND.

Adds §§ 4b and 4c, Act 5129, relating to highway transportation.

§ 4b requires two drivers on every stage used for transportation of passengers for hire on public highways.

§ 4c requires such stages to have two doors in front and two doors in rear. (See S. B. 583, 637; A. B. 514, 758.)

S. B. 315. EDWARDS.

New act. Constitutes legislative confirmation of certain decrees of superior court of Orange County establishing line of ordinary high tide in portions of Newport Bay. Confirms previous grants of tide lands to city of Newport Beach.

S. B. 316. ALLEN.

Adds § 637g to Pen. C.

Person possessing a fish net, except in his home, within 300 feet of any water at any time when netting is prohibited therein, is guilty of a misdemeanor.

S. B. 317. SWING.

Adds § 626u, Pen. C., re protection of water fowl.

Declares guilty of misdemeanor, any person who hunts water fowl, except on opening and closing days and Wednesdays, Saturdays, Sundays and legal holidays during open season, or who in district 4 "A" hunts same between 8 a.m. and sunset of any of said days. (See S. B. 190).

S. B. 318. MUELLER.

New act. Declares state-owned waters and tidelands of Mission Bay in San Diego County to be state park under jurisdiction of state park commission. Commission is directed to accept and incorporate therein any public or privately owned land adjacent thereto suitable for park purposes.

S. B. 319. HANDY.

Amends § 634, Pen. C.

Changes open season on salmon in fish and game district 7 from June 1-September 5, to May 1-September 21. Prohibits angling, trolling and trawling, except with hook and line.

**S. B. 320. McCORMACK.**

Amends § 628*a*, Pen. C., re protection of fish.

Omits provision which prohibits possession, sale or offering for sale, of salmon weighing over ten pounds between November 1 and May 31 of year following, excepting salmon taken with hook and line, which salmon, however, may not be sold or offered for sale.

Changes closed season for striped bass and shad from May 16–July 31, to March 1–July 31. Changes dates during which the taking or possession of more than five striped bass is prohibited from May 16–July 31, to June 1–July 31. Fixes dates between which taking possession of more than five shad is prohibited at March 1 and May 31. Changes dates between which buying, selling or shipping of striped bass is prohibited from May 16–July 31, to March 1–July 31. Changes dates between which striped bass may be possessed if caught in open season and placed in cold storage from May 16–July 31, to March 1–July 31.

**S. B. 321. McCORMACK.**

New act. Authorizes and directs director of public works to procure all necessary data, make surveys, examinations and estimates of cost, relative to proposed Golden Gate bridge spanning San Francisco bay, and directs him to report to the directors of the Golden Gate bridge and highway district.

Appropriates \$200,000 for the purposes of the act, to be repaid from surplus revenues realized from operation of the bridge.

**S. B. 322. MERRIAM.**

New act. Prohibits anyone within the state from soliciting persons to visit any gambling ship as defined in the act, whether such ship is located within or without the jurisdiction of the state, or to convey persons to or from such ship. Prohibits the soliciting of persons to visit and the conveyance of persons to any vessel from which persons are conveyed to gambling ships. Violation of provisions of act is made a misdemeanor.

**S. B. 323. McKINLEY.**

Adds § 322*a*, C. C., re stockholders liability.

Provides that provisions of § 322, C. C., relative to liability of stockholders shall not apply to corporations using "Limited" or "Ltd." as last word in corporate name, except corporations subject to the "bank act," insurance companies, or building and loan associations. Stockholder's liability incurred prior to the taking effect of this section, is not to be affected.

**S. B. 324. McKINLEY.**

Adds § 322*b*, C. C., re stockholder's liability.

Provides that shareholders of corporations subject to the bank act, insurance companies, and building and loan associations, using "Lim-

ited" or "Ltd." as last word of corporation name shall be held individually responsible, equally and ratably for all contracts, debts or liabilities of corporation to extent of the amount of their stock therein, in addition to the amount invested therein, or in case of no-par stock to the amount for which said shares were originally issued in addition thereto.

Holds all such shareholders liable who transferred their stock within 60 days before the failure of any such corporation to meet its obligations.

Provides for enforcement of liability, in case of liquidation or suspension of payment by such corporation, by the superintendent of banks, a receiver or a trustee in bankruptcy in behalf of the creditors against all the shareholders.

Persons holding shares as executors, administrators, guardians, or trustees, are not personally liable; the estate and funds in their hands shall be liable to the same extent as the person interested in such trust funds would be if holding the shares in his own name.

**S. B. 325. BREED.**

Amends § 522, C. C., re corporations.

Provides that wagon road corporations now or hereafter created may increase or diminish capital stock or create or increase bonded indebtedness in manner provided for in § 359 of the Civil Code.

**S. B. 326. LYON.**

Amends § 526, C. C. P., specifying when an injunction may and may not be granted.

Prohibits the issuance of injunction to restrain sale any property for nonpayment any tax or to restrain any act authorized by law for collection any tax.

Limits taxpayer to "his action at law" for recovery illegal tax.

**S. B. 327. LYON.**

Amends § 3666, Pol. C., relating to property of companies deemed "nonoperative" by assessor and so reported to state board equalization.

Requires company to file petition with board equalization, for determination character of property reported nonoperative by assessor, within ten days from receipt by company of assessors notice to that effect; otherwise property conclusively presumed "nonoperative."

**S. B. 328. LYON.**

Amends § 3819, Pol. C., relating to recovery from the county of taxes paid under protest.



Substitutes "any person" for "owner" and "such person" for "such owner" throughout section. Adds provision that "any person" required by law or by private agreement to pay "any special assessments collected as taxes" or any penalties or costs may pay the same under protest and bring an action against the county within six months for recovery.

Provides that any judgment against the county for taxes, special assessments collected as taxes, penalties or costs shall include 5 per cent interest from date of judgment. Provides that judgment against the county shall include all sums levied and collected under protest by the county for benefit of school districts or municipal corporations, to be repaid by county treasurer from any unappropriated funds in county treasury.

Declares remedy cumulative with § 3804, Pol. C., and prohibits issuance of injunctions restraining collection or sales for nonpayment of taxes.

#### S. B. 329. LYON.

Amends § 3804, Pol. C., relating to refund of erroneously collected taxes by boards of supervisors.

Includes special assessments collected as taxes as an item that may be refunded upon proper application to board of supervisors. Declares actual value of property may be proved by reference to maps, block books or other data of a technical nature, not requiring the oral testimony of the assessor.

Provides that when levies are made for the benefit of a political subdivision other than the county, but collected by the county, the refund may be made from the county treasury and charged against any political subdivision. Declares that remedy granted by section cumulative with that granted by § 3819. Prohibits use of injunction to restrain the collection or sale for taxes.

#### S. B. 330. LYON.

Amends § 3423, C. C., specifying acts which can not be restrained by injunction.

Prohibits restraint by injunction of sale of any property for nonpayment of taxes and of any act authorized by law for collection any tax.

Limits taxpayer to "his action at law" for relief.

#### S. B. 331. SWING.

Amends § 626e, Pen. C., relating to protection of game.

Makes the possession of "any edible part" of any female deer, spotted fawn, spike buck, antelope or mountain sheep, and in district  $1\frac{1}{2}$  of any forked-horn mule deer, a misdemeanor.

S. B. 332. BAKER.

New act supplementing school code bill (S. B. 22) and relating to high school continuation education classes for minors.

Bill embraces §§ 3.490-3.495 inclusive which apparently are intended to supersede all of article VIII, chapter I, part IV, division III school code when and if code takes effect.

§ 3.490. Requires school board every high school district to maintain continuation education classes for all minors within district. Same section, code, requires maintenance similar classes but only by certain high school and only for certain minors.

§ 3.491. Requires maintenance of such only when fifty or more minors subject to compulsory part-time education reside within high school district. Same section, code, requires maintenance when twelve or more minors coreside.

§ 3.492. Classes established must provide four hours instruction per week for each minor, subject to compulsory education, within district. Same section, code, requires maintenance of classes between certain hours and on Saturdays.

§ 3.493. Requires classes be maintained between hours 8 a.m. and 5 p.m. Same section, code, requires they be maintained to give "suitable instruction" to students.

§ 3.494. Requires classes be established to give instruction suitable to the various individual students. Same section, code, requires the same but is differently worded.

§ 3.495. Requires state board education to prescribe and enforce regulations for guiding and placing students, for the coordination of instruction in and financing of continuation classes and for certification teachers and coordinators of continuation classes. Same section, code, and §§ 3.496-3.501, inclusive, of code, all of which will be impliedly repealed by this act provide coordination similar to that which this § 3.495 makes the duty of state board education.

S. B. 333. BAKER.

New act supplementing school code bill (S. B. 22) and relating to examination pupils upon admittance to public schools and thereafter.

Requires examination be given each pupil upon admittance public schools to determine ability and proper placement in school. Nature of examination and qualifications person giving same to be determined by state board education. No section of same number in code.

S. B. 334. BAKER.

New act supplementing school code bill (S. B. 22) and relating to pupils enrolled in part time high school continuation classes.

Requires local school authorities to give counsel and guidance to part time pupils, based upon individual tests given by properly qualified persons. Same section, code, requires no test prior to giving of counsel and guidance.

**S. B. 335. BAKER.**

New act supplementing school code bill (S. B. 22) and relating to examination of high school students upon admittance and thereafter.

Requires individual examination each student upon admittance high school to determine course study best suited. Nature examination and qualifications person giving same to be determined state board health.

**S. B. 336. FELLOM.**

Adds § 11c, Act 2349, regulating private employment agencies.

Act relates to fees charged by employment agencies to women and minors.

Prohibits the collection of fees by employment agencies from any woman and minor in an amount which will reduce such woman's or minor's weekly wage below the amount set by division industrial welfare as necessary to sustain them in proper living conditions; also prohibits collection of any fee after woman or minor leaves the work procured by the agency.

**S. B. 337. CROWLEY.**

Amends § 3 and adds §§ 5a, 6a, 6b, 16a, Act 5320, narcotic rehabilitation act.

§ 3, relating to arrest, trial and commitment of drug addicts to the state narcotic hospital is amended to permit the court to commit any female drug addict afflicted with tuberculosis or communicable disease to any state hospital.

§ 5a. Requires director institutions to "adopt" rules for government state narcotic hospital and for discipline of inmates thereof, making violation of such rules by inmate a misdemeanor.

§ 6a. Prohibits discharge any inmate narcotic hospital without suitable clothing and if necessary sum not exceeding \$25 sufficient to permit inmate reach home or procure work.

§ 6b. Provides return to court of inmate charged with felony at time commitment to narcotic hospital.

§ 16a. Makes escape from narcotic hospital a felony.

**S. B. 338. MUELLER.**

Amends § 628b, Pen. C., relating to protection black bass in fish and game district 4½.

Bill deletes the provision of law found in this section which permits taking of 15 black bass over 9 inches long, during any one day in district 4½ by hook and line at any time of the year.

S. B. 339. INMAN.

Amends §§ 1312 and 1327, C. C. P., relating to contest of probate of wills and to contests of probate and of validity of wills, after probate, respectively.

The law as found in § 1312 provides person contesting probate of will must serve copy of written grounds of opposition to probate, upon petitioner and upon other residence of county interested in estate. The bill amends law to require service of copy upon petitioner and upon all persons including minors and incompetents, interested in estate, wherever residing; service to be either personal or by publication. If by publication, service must be in the cases and in the manner provided for service of summons by publication in other civil actions as prescribed in §§ 412-416, inclusive, C. C.

The law as found in § 1327 provides any person interested in estate may within one year after probate contest probate or validity of a will. The bill amends law to prohibit the contest of probate or of validity of will, after probate, by any person party to a contest filed before probate or by any person who had actual notice of such contest.

S. B. 340. INMAN.

New act, to be known as "Judges' Retirement and Reserve Service Law."

Provides system for voluntary retirement, upon partial salary basis, of all judges and justices of the supreme, district appeal, superior and municipal courts of the state, who have reached age of 65 years and have served for 20 years, upon condition that such judges and justices agree to cooperate with judicial council and to serve, upon full pay basis, whenever assigned to any court by judicial council.

Gives every such retired judge full power to act as judge when assigned by judicial council.

Expressly requires governor to appoint judge to fill vacancy, in municipal and superior court, caused by retirement, but not so in case of vacancy so caused in supreme court or district court of appeal.

Prescribes method of retirement of judges and justices, through application filed with judicial council, and the manner of payment of partial salaries by state and political subdivisions thereof.

Permits retired judge to stand for reelection.



S. B. 341. INMAN.

Amends §§ 850, 851 and 855, C. C. P., relating to notice of day set for trial of cause, to form of pleadings, and to the answer, respectively, in justices' courts.

§ 850. Bill deletes provisions of 850 which :

1. Set out form of notice to be given of day and hour set for hearing in justice court.

2. Require justice, when service of notice by mail permissible, to sign and mail notice and make docket entry thereof, ten days prior to day set.

3. Permit service by mail, only when party served resides outside of county, is absent from county or has appeared in person.

4. Require personal notice be served, returned and filed like summons, five days prior to day set in notice. .

5. Allow parties one hour, after hour set in notice, in which to appear.

§ 851. Law now provides pleadings in justices' courts "must not be verified unless otherwise provided—" Bill alters this to provide they "need" not be verified.

§ 855. Bill interpolates clause requiring answer, in justice court, be verified, whenever complaint verified.

S. B. 342. INMAN.

Amends §§ 1350a, 1365, 1379 and 1426, C. C. P., relating to eligibility of persons to receive letters of administration in intestacy and with will annexed.

§ 1350a is amended to provide that any legatee or devisee is entitled to letters of administration with will annexed, next, in order of priority, after the six classes of persons specified in 1365 C. C. P., which means ahead of the "public administrator," the "creditors" and "any person legally competent."

§ 1365 is amended by deleting provision that any competent person designated by surviving husband or wife has priority to letters of administration in case of intestacy, and by adding provision that any person nominated by one entitled to administer is entitled to same priority as person who nominates. Also apparently intends to give priority to competent persons nominated by certain nonresidents.

§ 1379 is amended by omitting provision that letters of administration may be granted to competent persons upon request of person entitled thereto and by adding provision for establishment of prima facie proof of identity by a nonresident who but for fact of nonresidence would be entitled to letters of administration.

§ 1426 is amended by omitting the words "or administrator" after word "letters" page 2, line 30 of printed bill. It is doubtful whether this omission has any legal effect.

S. B. 343. INMAN.

Amends §§ 2021 and 2032, C. C. P., relating to taking of depositions in civil actions.

§ 2021. Amended to permit taking testimony by deposition in the following two instances only, in lieu of six instances now specifically enumerated in the present section:

(1) When witness is party to an action or officer or member of a corporation party to an action.

(2) When witness (whose presence at trial can not be obtained) is able to "establish any fact material to the issue."

§ 2032 is amended by omitting requirement that proof must be given, at trial, of inability of witness to attend, in cases where deposition, taken under subdivisions 3 and 4, § 2021, is offered. Subdivisions 3 and 4 referred to are deleted from the present § 2021, by this bill.

S. B. 344. INMAN.

Adds § 1179a C. C. P., relating to summary judgments. (See S. B. 98).

Substantially identical with S. B. 98 except that the provisions of this bill do not apply to actions in municipal courts, and except that judgments entered under provisions of this bill are made expressly appealable.

S. B. 345. INMAN.

Amends § 166 C. C. P., relating to powers of superior court judges at chambers.

Grants superior court judges additional powers, at chambers, to dispose, upon affidavit or deposition, of all unopposed probate matters including administration, except probate of wills. S. B. 87 amends same section.

S. B. 346. INMAN.

Amends §§ 9, 15, 26, 29, 30, 32 and 34, Act 591, State Bar Act, relating to the election, powers and duties of the board of governors and to powers and duties of local administrative committees created by the board of governors of the state bar.

§ 9, which creates board governors, is amended to lengthen term of office of members from one to two years, eight members to be elected every even numbered year and seven members every odd numbered year, the first fifteen elected hereafter to determine terms by lot. Also

makes attorney's right to vote in a locality where more than one governor is to be elected dependent on location of attorney's principal law office.

§ 15, providing method of election of board of governors, is amended to require votes for members of board to be canvassed five days prior to annual meeting of bar and the count to be certified at the meeting. Makes right of attorneys to vote for any member board of governors in any locality dependent on location of attorney's principal law office.

§ 26, relating to disbarment proceedings, is amended to permit board of governors, but not to require it as at present, to make written findings of fact in all disbarment proceedings and to require board to render a written decision in every case. More than one-half of § 26, which gives an attorney right of appeal to supreme court after he has been disbarred by board of governors, is deleted, as well as provision which expressly retains in courts of state concurrent power to disbar or discipline members of the bar.

§ 29 now provides that all rules and regulations of board of governors are binding on members of bar. The bill limits board's power in this respect to the making of "rules of professional conduct."

§ 32 now requires each local administrative committee appointed by board of governors to make findings of fact as to complaints of conduct of members of the bar. Bill limits this duty to occasions when board of governors so orders.

§ 34 now permits hearing upon disbarment of attorneys in the alternative either in county where attorney resides or county where offense is alleged to have been committed. Bill makes county, in which attorney, so charged, maintains his principal law office, a third alternative and furthermore places choice of these three alternatives in discretion of board of governors or local committee, as case may be. Gives each local administrative committee and every "unit or section thereof" power to administer oaths and to "issue and subpoena herein provided for."

#### S. B. 347. INMAN.

Amends § 1491, C. C. P. relating to notices to creditors which must be published by executors and administrators of an estate.

Provides time expressed in notice, within which all claims must be filed, shall be six months in all cases.

Present law requires ten months if estate exceeds \$10,000 in value and four months if it does not.

#### S. B. 348. INMAN.

Amends §§ 632, 633, 634, 644 and 1717, C. C. P., relating to findings of fact by the court, jury, referee or commissioner in civil actions.

§ 632, relating to findings of fact by the court, is completely revised to provide that such findings may be either general or special and, if general, shall have the same effect as verdict of jury. Provides that an order for judgment, entered in minutes, shall constitute general finding. Requires proposed special findings to be served on all parties five days before entry thereof.

§ 632, stating when court must give written decision of finding of fact, is completely revised to simply provide that judgment must conform to special findings whenever findings of fact are special.

§ 634, stating when findings of fact may be waived by parties to an action, is completely revised to provide that special findings may be either partial or complete and that, if partial only, then it must be conclusively presumed that all issues not specially found have been determined in conformity with the judgment.

§ 644, providing that finding of referee or commissioner must stand as finding of court in all cases, is modified to provide that such finding must so stand "unless modified or vacated."

§ 1717, requiring court in probate proceedings, when no jury is demanded, to try issues joined and make decision in writing "as provided in §§ 632 and 633" of this code is amended by deleting the words quoted, in order to make § 1717 conform to other amendments in this bill.

#### S. B. 349. INMAN.

Adds § 690b, C. C. P., relating to attachment of or levy of execution upon alimony.

Exempts from execution or attachment all money awarded to any person in any action for divorce or separate maintenance.

#### S. B. 350. INMAN.

New act appropriating \$10,000 to department of public works for purpose of clearing Mokelumne river from point near S. P. bridge at Woodbridge to point near Benson Channel.

#### S. B. 351. McCORMACK.

Act amends § 2, Act 6522. Act creating reclamation district 1500.

Deletes provision that the office and principal place of business of the district shall be in the city of Sacramento and provides that it may be in the city of Sacramento or at a place in or near the district fixed by the board of trustees.

#### S. B. 352. LYON.

Amends § 1, Act 9138, relating to life lines.



Provides that every person, firm or persons or corporation, owning or conducting a bathhouse shall install not less than one life line which shall extend into lake or ocean for not less than 300 feet and shall be securely anchored.

S. B. 353. McKINLEY.

New act, which permits any city in an ordinance establishing street traffic regulations to adopt, by referee, the provisions of a book or pamphlet containing the details of the regulations, if three printed copies of the book or pamphlet are on file with city clerk. City may do such without setting regulations forth at length in the body of the ordinance. Declares that the ordinance itself shall be posted or published as may be required by other provisions of law.

S. B. 354. McCORMACK.

Repeals § 37, Act 6681, Reclamation Board Act. Enrolled. Chapter 4, Stats. 1929.

§ 37 provides that moneys appropriated by the State, together with all amounts reimbursed or released by the federal government to the State, for the purpose of maintaining flood control works on the Sacramento River, be paid over to the Reclamation Board, to be applied for the following purposes: Not more than \$100,000 in any one year shall be spent in said flood control works; the remainder of the amount so received shall be applied by said Reclamation Board in payment of assessments of the Sacramento and San Joaquin Drainage District, based on projects adopted by the Reclamation Board prior to April 1, 1923, against which obligations have been incurred.

See S. B. 763.

S. B. 355. SLATER.

New act, supplementing school code (S. B. 22).

Provides that governing board of any school district may, with approval of director of finance, lease real property to state department of education. Authorizes state department of education to enter into agreement to lease real property under provisions of this act.

S. B. 356. JONES, HERBERT C.

Amends § 755. Pol. C.

Increases salary of clerk of supreme court and ex officio secretary of judicial council from \$6,000 to \$6,500.

S. B. 357. JONES.

Amends § 2333 Pol. C., re state department of social welfare.

Authorizes the department to investigate, examine and make reports upon adult and juvenile probation.

Appropriates \$20,000 to effect the purpose of the amendment.

S. B. 358. LYON.

Amend §§ 2, 3, and 4, Act 855, sometimes known as "Street improvement bond act of 1911."

§ 2, relating to the power of city council to issue improvement bonds is amended by omitting from text of existing law "at or before the time of the confirmation of any assessment or assessment roll in proceedings had and taken." New provision that city council shall have power to determine that serial bonds shall be issued to represent assessments of fifty dollars or over for cost of work or improvement.

§ 3, relating to payment of assessments in installments is amended by omitting provision that whenever it is determined that improvement bonds may be issued, owner of land against which assessment has been made may elect to pay assessment in installments and have improvement bond issued against land.

Amendment provides that when city council shall determine that serial bonds shall be issued, it shall so declare in the resolution of intention to conduct certain work or improvements; said resolution shall also recite the rate of interest said bond shall bear, not to exceed 7 per cent per annum.

Provides that serial bonds shall extend over a period not to exceed 30 years.

§ 4 is amended by eliminating the provisions relative to the payment of assessments in installment; provides that superintendent of streets shall notify city treasurer of unpaid assessments over \$50, and treasurer shall prepare serial bonds for same.

S. B. 359. LYON.

Amends § 76 and adds § 76½, Act 8199, Street Improvement Act of 1911.

Splits text of present § 76 into two sections and makes following changes:

Present law permits bondholder within six months after delinquency in payment of principal or interest to file suit to foreclose lien of bond.

Bill requires city treasurer one month before due date of city taxes to furnish tax collector list of properties upon which payment of principal or interest of said bonds remains delinquent. Tax collector then posts notice of delinquency or stamps same upon tax bill or tax receipt.

Bondholder then may institute and maintain his foreclosure suit at any time after four months next succeeding one month prior to due date of general city taxes, though he may bring such suit within 30 days after personal service of demand upon owner for such payment. In the latter case personal service of demand must be expressly alleged and proved.

**S. B. 360. MERRIAM.**

Amends §§ 1, 5, 6, 12, 22, 23 and 24, Act 2256; adds § 24a, re primary elections.

Provides that members of party state central committees shall be elected biennially; in May in presidential years, August in other years. Two members from each assembly district. Eligible if for one year has been duly registered elector of district from which he is chosen, and affiliated with his party for same period.

Affiliation with another party is cause for removal from membership.

Member's proxy must be acknowledged before a notary.

Time, place and procedure for conduct of such committee meetings further prescribed in § 24a, pp. 28, 29 of bill.

**S. B. 361. BREED.**

Add § 4089 Pol. C., relating to destruction of unsold county bonds.

If, at the expiration of two years following an election at which bonds were authorized for county purposes, there remain any such bonds unsold or undisposed of, and board of supervisors deems a sale thereof inexpedient, it may, after publication of notice of intent, destroy such unsold bonds.

**S. B. 362. CASSIDY.**

Amends § 626, Pen. C., relating to fish and game.

Provides for "closed season" on mountain quail between December 1 and October 31 of the year following in districts 1, 1h, 1i, 1o, 1p, 23 and 25.

**S. B. 363. WELLER.**

Amends § 1197, Pol. C., relating to form of ballot.

Amendment provides that the instructions to voters relating to voting for persons not on the ballot, voting on propositions or constitutional amendments, or for presidential electors will not be placed upon ballots used in general state and county elections.

**S. B. 364. WELLER.**

Amends §§ 5, 10, 12 and 24, Direct Primary Law, Act 2256.

§ 5. Amends forms of declaration of candidacy by sponsor and sponsor's certificate, to authorize sponsor to execute certificate re signing and oath, now required to be executed by notary.

§ 10. Omits provision requiring county clerk or registrar of voters to particularly designate polling places in each precinct in publishing notice of election.

§ 12. Omits provision that instructions to voter on ballot shall contain the following: "to vote for a person whose name is not printed on the ballot, write his name in blank space provided for that purpose." Omits provision requiring that ballots shall contain blank spaces for write-in purposes.

§ 24. Requires central committees of counties, as well as cities and counties, to consist of five members elected from each assembly district therein, who have power to appoint one additional member for each precinct in such assembly district. In counties containing ten or less assembly districts, instead of five or more as at present, committee shall be elected by assembly districts, one member for each 700 votes cast at last election for Governor in each district, by members of the party.

Omits provision that county committee in a city and county shall have power to increase its membership by a majority vote of the committee.

S. B. 365. WELLER.

Amends § 1094, Pol. C., relating to registration.

Requires registration for all elections to be closed forty days instead of thirty days prior thereto.

Excludes primary and general elections from and includes regular school elections within provisions which allow use, at elections held between January 1 and April 1 of even-numbered years, of affidavits of registration and indexes used at last general State election, together with supplemental affidavits and indexes, to determine eligibility to vote, thereby requiring new and complete registration for such elections.

S. B. 366. WELLER.

Amends § 1205, Pol. C., relating to manner of voting.

Prohibits writing in names of candidates at general State and county elections.

S. B. 367. WELLER.

Amends § 1211, Pol. C., relating to marking of ballots.

Prohibits counting of vote for candidate at general State or county elections where his name is written on ballot by voter.

S. B. 368. WELLER.

Amends § 25, Act 2273, Voting Machine Act.

Requires Attorney General to prepare ballot labels in form of condensed statement of ballot title. Allows statements of questions to contain more than twenty words where necessary. (See S. B. 307, A. B. 256 and 388.)



S. B. 369. WELLER.

Amends § 4. Act 2264, relating to consolidation of elections.

Provides that within territory affected by order of consolidation, publication of notice of polling places and officers of election need be made with regard to only one of elections consolidated. (See A. B. 387.)

S. B. 370. WELLER.

Amends §§ 1083*a*, 1094, 1095*a*, 1097, 1103, 1105, 1106, 1120, 1142, Pol. C., relating to registration of electors and conduct of elections.

§ 1083*a*. Omits provisions referring to registration in even numbered years of signers of initiative petitions. Requires signers to give occupation and residence and to give precinct and district.

§ 1094. Omits requirements for registration every 2 years, providing for continuous registration except during 30 days preceding elections. Allows use of registration data at previous elections on elections for members of governing boards of school districts held between January 1, "1930" and April 1, "1930." The word "elector" is used in place of "voter" throughout act. Requires that lists of lodgers be filed with registration officer 20 days before election. Also requires lists to be filed by landlords at least 7 days before election.

§ 1095*a*. Provides registrar of voters as well as county clerk charged with registration of voters. Requires new numbering alphabetically designated, with each one million affidavits of registration. Changes time for filing reports of violations of section 1 from 10 to 5 days after close of registration.

§ 1097. Requires absent voter to obtain from county clerk or registrar of voters of his or her home county or city and county required blank affidavit of registration duplicate and appear before judge or clerk or notary public and subscribe to same.

Provides county clerk or registrar of voters shall furnish necessary blank forms of affidavit of registration in duplicate to all electors applying who are temporarily absent from home precinct. Omits certain superfluous language in subdivisions 2, 3 and 4.

§ 1103. Omits provisions requiring affidavits of registration to be kept 5 years and until canceled by board of supervisors, and adds requirement that same be kept until "canceled according to law."

Provides affidavits shall constitute the register required to be kept by law instead of "to be kept by provisions of this chapter."

Omits provision that person charged with registration of voters shall not copy facts shown by affidavits as part of his official duties.

§ 1105. Provides that all canceled affidavits of registration must be preserved by county clerk or registrar of voters until the first day of January of the next odd-numbered year.

§ 1106. Provides from first day of January, 1931, and every odd-numbered year thereafter, county clerk or registrar of voters shall examine absent voters list, roster of votes and copy of index kept by election officers in each precinct used at general election in November, and shall cancel and remove from each precinct original affidavits of registration of electors who did not vote at general election. Elector shall not be permitted to vote until he or she registers. County clerk or registrar of voters shall be allowed to employ such help as is necessary. Salary not to exceed five dollars per day. Total amount to be expended not to exceed the sum of two cents per name for names appearing on register.

Omits provision clerk must cancel entry upon certificate of board of election of any precinct stating death or removal of person registered.

§ 1120. Provides that electors who voted at the general election of the even-numbered year next preceding shall be eligible to vote at special or municipal elections without additional registration. Fixes January 1, "1930," as time for opening all registration for special or municipal elections.

§ 1142. Provides if election officers that have been appointed can not serve then county clerk or registrar of voters shall have power to excuse such appointees and to substitute new appointees.

Makes it a misdemeanor for elector who has filed application for position of election officer and who was regularly appointed to act as such without lawful excuse.

The word "elector" is substituted for the word "person" where used throughout this section.

#### S. B. 371. SWING.

New act, regulating lobbying.

§ 1. Defines "advocate."

§ 2. Defines "advocating."

§ 3. Requires advocate to file in writing with sergeant-at-arms of Assembly and Senate his name and address, and names or persons, firms, associations or corporations represented, disclosing interest of himself and such employers in legislation or matter before Legislature. Requires filing with secretary of state of verified statement of remuneration and expenses received or promised for advocacy. "each such statement" to show address of person, firm, association or corporation represented.

§ 4. Requires advocate to file verified detailed statement with secretary of state on fourth Saturday of each month during session of Legislature and within 3 days after its adjournment, setting out money, not theretofore accounted for, received and expended, names of persons furnishing same and purpose for which expended.

§ 5. Requires names and addresses of advocates and persons represented to be printed in journal of each house.

§ 6. Defines "person" as used in act. Prescribes manner of verifying statements.

§ 7. Provides punishment of \$300 fine or 6 months imprisonment, or both, for violation of §§ 1, 2, 3 or 4 of act.

§ 8. Makes person wilfully making false affidavit under act, guilty of perjury.

§ 9. Restates 89 Pen. C. as applied to matters before Legislature and enlarges punishment to imprisonment for 1 to 10 years in state prison, and provides same penalty for seeking to influence vote of member of Legislature by bribery, promise of reward, intimidation or other dishonest means.

§ 10. Prohibits refusal to testify in prosecutions for violations of act, on ground of self-incrimination and grants immunity, except for perjury, to person so testifying (substantial restatement of provisions of Art. IV, § 35 of constitution and § 89 Pen. C.).

§ 11. Expresses legislative intent to conform to Art. IV, § 35 of the constitution.

§ 12. Repeals § 89 Pen. C., prohibiting lobbying before any legislative body.

#### S. B. 372. INMAN.

New act, relating to unencumbered balance of the appropriation for the seventy-ninth and eightieth fiscal years for improvement of navigation and flood control of Sacramento, San Joaquin and Feather rivers.

Provides for release of unencumbered balance of appropriation for the seventy-ninth and eightieth fiscal years contained in chapter 142, California Statutes of 1927; same shall be expended in accordance with provisions of chapter 176, California Statutes of 1925.

State department of finance is authorized to use said money to purchase and retire, at best price obtainable but not to exceed par plus accrued interest, all or any warrants of Sacramento and San Joaquin drainage district. Warrants purchased shall be canceled as an obligation against assessment fund upon which they are drawn.

#### S. B. 373. WELLER.

Adds § 3150a, C. C., relating to liability of banks on negotiable instruments forwarded for collection, and liability of drawer of such instruments.

Provides that bank receiving negotiable paper, check, or notes for collection, may send such instrument to bank on which drawn or payable and accept in payment check or draft. The forwarding bank shall not be liable for collection of item nor payment of draft or check sent in payment, due to insolvency of bank or otherwise; and maker or drawer of instrument sent for collection shall not be relieved from liability provided due diligence has been used to collect, and that drawer shall have been notified by notice appearing upon deposit tickets on advices of credit that his account has been accepted by drawee bank.

**S. B. 374. CLEVELAND.**

Adds § 80, Pen. C., relating to publication of false or garbled matter respecting measures introduced in legislature.

Provides that any proprietor, publisher or editor of a magazine or periodical, who publishes or allows to be published false or garbled statement, article or matter respecting measure introduced in legislature or respecting vote of any member, is guilty of a misdemeanor.

**S. B. 375. CLEVELAND.**

New act, relating to publication concerning candidate for public office.

Provides that proprietor, publisher or editor who publishes statement concerning candidate for political office, or manner in which he conducts himself while in office, shall allow candidate to answer said statements in a space of same prominence as given such statement. Refusal or neglect to so publish answer is a misdemeanor.

**S. B. 376. GARRISON.**

Act to amend § 2 Act 2874, re division of state into fish and game districts.

Creates new fish and game district numbered 27, embracing those portions of Alpine County now included in district No. 1. (See S. B. 377.)

**S. B. 377. GARRISON.**

Amends § 626, Pen. C., re mountain, desert and valley quail.

In district 27, closes season from October 15 to September 16. (See S. B. 376.)

**S. B. 378. FELLOW.**

Amends § 3700a, Pol. C.

Increases salary of secretary of the state board of equalization from four thousand to five thousand dollars.



S. B. 379. CROWLEY.

Amends §§ 2, 8 and 10 of Act 366, California Meat Inspection Law.

Exempts from supervision of director of agriculture slaughter houses operating under supervision of inspection department of any chartered or incorporated city which was in operation prior to August 2, 1921, has been maintained continuously since then and the inspectors of which have passed a regular civil service meat or market inspectors examination. The present law provides that all inspection shall be done under the direction of the director of agriculture.

S. B. 380. MUELLER.

New act extends state highway route two from city of San Diego to Mexican border at or near Tia Juana.

S. B. 381. MUELLER.

New act. Extends state highway route nineteen from Riverside to San Diego via highway commonly referred to as the "Inland Route."

S. B. 382. WELLER.

New act.

Provides that before formation of special assessment districts, the auditor of county in which district is located must find debt burden on land in proposed district will not be increased by formation of district or by debts created thereunder will not exceed 50 per cent of assessed value of said land, as shown by last equalized assessment roll of county in which said land is situated.

Prohibits board of supervisors from adopting any ordinance or resolution increasing the indebtedness of any land beyond debt limit. Provides that petitions of citizens or property owners increasing the indebtedness beyond limit shall be of no force and effect nor shall any contract be valid if contract price exceeds limit.

Provides method for ascertaining indebtedness on land and for the making of a report in writing thereon by the auditor.

S. B. 383. FELLOM.

Amends § 644, Pen. C. Habitual criminal law.

Amended to provide that only person convicted of robbery, burglary, burglary with explosives, rape with force or violence, arson, murder, assault with intent to commit murder, grand theft, train wrecking, feloniously receiving stolen goods, and assault with a deadly weapon, and who has been previously twice convicted upon any of the charges enumerated shall be adjudged habitual criminal and punished as provided in the present law.

S. B. 384. ALLEN.

New act. Legalizes bonds heretofore issued and sold or to be issued and sold under elections already had by municipalities where not less than two-thirds of all qualified electors have voted in favor of incurring such bonded indebtedness. Act directs legislative branch of municipality to levy taxes sufficient to meet all sums coming due on principal and interest of bonds.

Does not legalize bonds not authorized at time of passage of act by two-thirds of voters or those for less than par or those maturing more than 40 years after issuance.

S. B. 385. BAKER.

New act. Supplements S. B. No. 22. Provisions of chapter II will supersede the provisions of chapter II, part II, division 1 of S. B. No. 22, which is derived from the Compulsory Part-time Education Law, Act 7496.

Act provides that all persons under the age of 18 years who are not subject to compulsory full time education must, unless exempted, attend special continuation education classes maintained by the high school for not less than 4 sixty-minute hours per week. Provides that in lieu of this attendance at school the local school authorities may accept equivalent amount of instruction at place of employment.

Provides for issuance of permits to work to minors who are subject to provisions of the act. Provides that the employer shall require of such minor a permit to work before employing him.

Provides that under no condition shall any person employ such minor for longer time each day than will equal 8 hours when added to time spent at school.

Provides for enforcement of compulsory attendance; provides penalty for violations of act by employers and parents.

Generally the term "compulsory continuation education" is substituted for "compulsory part time education" wherever said term appears in S. B. 22. There are also a number of minor changes in the diction employed.

S. B. 386. McKINLEY.

Adds §§ 2a, 2b, 2c, 2d, 2e, 2f, 2g, Act 3276a, Acquisition and Improvement Act of 1925.

Requires legislative body of municipality to request county auditor to furnish report, showing assessed value of lands within proposed district, fair pro rata of indebtedness thereon through assessment or bond issues and fair pro rata of estimated cost of proposed acquisition or improvement.

§ 2b. Makes cost of such report and estimate of county engineer or surveyor part of incidental expenses of any proceeding thereafter carried on. Requires auditor, where boundaries of assessment districts are not coextensive with other districts, to estimate pro rata of bonds.

§ 2c. Requires auditor to certify relationship of pro rata of indebtedness to assessed value of lands in zones or in districts.

§ 2d. Allows auditor, in making report, to use estimated cost in specifications required under § 4 of act. If no specifications prepared, requires county engineer or surveyor to estimate cost for auditor.

§ 2e. Requires proceedings to be abandoned and not recommenced for one year where fair pro rata of indebtedness exceeds double assessed value of any lands, assessed value of all lands in any zone, assessed value of lands in entire districts where there are no zones, or 75 per cent of assessed value of lands in entire district where there are zones.

§ 2f. If auditor's report satisfactory under § 2e, requires legislative body to so find by resolution. Makes such finding prerequisite to resolution of intention and conclusive except for fraud.

§ 2g. Where proceeding is carried on, makes execution of contract for improvement or filing suit to condemn lands for acquisition, a bar to actions attacking proceedings, assessments, bonds, or assessments or taxes levied to pay bonds, based on excessive pro rata of indebtedness.

S. B. 387. WAGY.

Amends §§ 1, 2 and 5, adds §§ 9-11 to Act 3288, State Aid Highway Act.

§ 1. "Department of public works" substituted for "department of engineers." Makes § 1 comply with present state organization.

§ 2. Amendment provides that department of public works shall, upon the request of a petitioning board of supervisors for improvement of highway in county, request the engineers or surveyors of the county to make surveys, plans and estimates thereof. Provides that if it shall be shown to the satisfaction of the department of public works that a county is unable to furnish such surveys, plans, and estimates, the department may have same made at expense of state. Omits provisions that highways paid for under provisions of the State Aid Highway Act shall be known as "state aid highways."

§ 5. Amendment provides that cost of surveys, drafting, engineering and inspection performed by state shall be borne by the state and such duties performed by county shall be borne by county. At present these costs are included as part of costs of actual work of construction.

Provides that state and county shall share cost of construction equally. Present law provides that the cost shall be paid one-third by state and two-thirds by county.

Provides that state shall pay for the maintenance of the highways; present law provides that the county shall bear its share of this expense.

Provides that the expense borne by the state shall be paid out of any state highway fund designated by the department instead of any available fund.

§ 9. Provides that no road shall be eligible to receive state aid unless same is so located as to form a connecting link between portions of the state highway system.

§ 10. Provides that any highway hereafter constructed or improved pursuant to the provisions of act shall have priority of consideration over other highways to be included in the state highway system.

§ 11. Vests the powers and duties imposed by act in the department of public works.

#### S. B. 388. WAGY.

Amends §§ 6, 7 and 29 of Act 3269, Highway District Act.

§ 6. Provides that boards of supervisors of counties affected by organization of a joint highway district may, upon resolution, cause a complete survey of the proposed road to be made in advance of the organization of the district.

§ 7. Provides that the board of directors shall determine whether or not any contribution to total cost be asked for to be paid out of any state highway funds or special appropriation of the Legislature shall be asked for. Board of directors of the district must file a copy of their recommendation in this matter with the several boards of supervisors of the counties affected. Increases time from 30 to 60 days, after said report is received by the department of public works, within which the state shall adopt or reject or modify the proposal for contribution from funds of state. Provides that in addition to vote of the board of supervisors in favor of the formation of the district the concurrence of the department of public works must be obtained before the district can be created, and that approval of any report by the board of public works shall operate as a commitment by the state to make the contribution specified in said report of board of directors.

§ 29. Provides that amount assessed under act against any county may in discretion of board of supervisors be paid either by special tax as provided at present or out of the general fund or road fund or any fund received by the county from the state under the provisions of the California Vehicle Act or the Motor Vehicle Fuel Tax Act.

#### S. B. 389. TUBBS.

Act amends § 2533, Pol. C., re San Francisco harbor improvement fund.



Provides that state treasurer shall keep all interest accruing on fund to credit of said fund.

S. B. 390. TUBBS.

Act amends § 2552, Pol. C.

Increases salary of the harbor commissioners as follows: President, from \$416.16 per month to \$5,000 per annum; secretary, from \$250 per month to \$4,800 per annum; attorney, from \$200 per month to \$4,800 per annum.

Omits provisions relating to salaries of wharfingers or collectors. Provides that board must fix the compensation of all other employees, including wharfingers and collectors.

S. B. 391. CANEPA.

Amends §§ 2283 and 2290, Pol. C., re state aid for orphans, half-orphans, abandoned children or children of a father incapacitated for gainful work.

Raises maximum sum that may be paid for their aid by state, to institution, county, or municipality supporting them, from \$120 per annum to \$240. Raises payment by state to foundling asylums or counties supporting foundlings or dependent illegitimate children from \$15 to \$25 per month for each infant. Substitute "department of social welfare" for "board of control," to conform to state departmental reorganization of 1927.

S. B. 392. CANEPA.

Amends § 476a, Pen. C., relating to issuing checks with intent to defraud.

Makes refusal of payment of any check, draft or order for insufficiency of funds, or lack of credit, prima facie evidence against maker or drawer of knowledge of insufficiency of funds and lack of credit and of intent to defraud. Makes notice of protest of any check, draft or order admissible as proof of presentation, nonpayment and protest and presumptive evidence of insufficiency of funds or lack of credit.

Extends section to include issuing checks, drafts or orders on any person, firm or corporation as well as on banks.

S. B. 393. CLEVELAND.

New act, relating to relief for owners of crops damaged by protected game.

Provides that owner of any crop damaged or destroyed by game may recover compensation for such loss by filing a claim with department of natural resources. If the department finds claim just, it shall determine the sum necessary to compensate grower for loss sustained, and

pay it out of fish and game preservation fund. Department empowered to employ appraisers or other persons necessary for investigation and settlement of such claims.

Made duty of all fish and game officers, upon being informed that damage is being done by protected game, to at once proceed to prevent further injury by said game.

S. B. 394. CLEVELAND.

Amends § 626f, Pen. C., relating to deer season in district 3.

Restricts same to month of August instead of August 1 to September 14 as at present.

S. B. 395. FELLOW.

New act, relating to first aid treatment of persons injured on public highways. Requires any hospital, if open to receive patients, to give, upon application, necessary first aid treatment to such persons, and makes person in charge of any hospital refusing to give such treatment guilty of a misdemeanor.

S. B. 396. FELLOW.

Amends § 1401, C. C., relating to community property. Provides that on death of either spouse, the one-half of community property subject to testamentary disposition, shall in the absence thereof go to surviving issue of decedent and surviving issue of any deceased child, instead of to surviving spouse.

S. B. 397. BOGGS.

Adds §§ 695-703 inc., Pol. C., relating to division of exhibits within department of finance.

§ 695 creates division, and provides for appointment, removal, and compensation of a chief thereof.

§ 696 vests in department of finance all powers and duties of state board of agriculture and state agricultural society, and of all members, officers, deputies and employees thereof.

§ 697 provides all laws using "state board of agriculture" or "State Agricultural Society" or similar designations shall be construed to refer to department of finance.

§ 698 creates, within department of finance, board of directors of State Agricultural Society of 14 members, to conduct state fairs, subject to approval of director of finance, 12 members to be appointed by governor for 4 year terms, and other two to directors of district or county fairs, appointed annually. President of board to be selected from members annually by governor, and he shall also be president of state board of agriculture.

§ 699 provides department of finance shall succeed to powers and duties of any district agricultural association, organized under act approved April 17, 1909, but directors of such association in office at time act takes effect to continue in office for remainder of terms.

§§ 700 and 701 provide for transfer to department of finance of all moneys appropriated for state fair or State Agricultural Society, and all special funds, records and property of State Agricultural Society.

§ 702 provides for continuation of state board of agriculture, as a board of nine members, and provides for qualifications and terms of office of members, and for meetings of board.

§ 703 makes it duty of state board of agriculture to study needs of farming industry and functions of department of agriculture in relation thereto and to advise the governor thereon.

#### S. B. 398. BOGGS.

Amends § 3714, Pol C., relating to county budgets. Requires estimates of county officials of expenditures and revenues for ensuing fiscal year to be filed by April 1, instead of July 20. Extended to require estimates also from school districts and each special district under control of board of supervisors.

Estimates at present classified by county auditor under (1) salaries and wages; (2) maintenance and support; (3) capital outlay; (4) interest and debt redemption; and (5) expenditures proposed to be made from bonds or warrants or other income not yet authorized. Amendment requires estimates to be classified by organization units, and expenditures of each organization unit to be classified as above.

Tabulation by auditor to be submitted to board of supervisors by May 1, instead of July 30. Board must make revisions by May 15, instead of August 10. Adds provision that in counties authorized by charter to increase or decrease compensation and number of deputies and assistants in any office, board of supervisors must by May 30 of each year adopt a salary ordinance. Unbudgeted reserve changed to an "unbudgeted reserve fund." Provides that board of supervisors shall fix amount of "general reserve fund." Substitutes for present provision that 60 per cent of "general reserve fund" must be transferred to county general fund at end of fiscal year, provision that a portion may be transferred by the board. Preliminary county budget to be printed by June 5, instead of August 15. Time for which publication of notice of preparation of budget shall be made, which at present is not fixed by section, set at two weeks. Hearing on budget by supervisors to be not less than 15 days subsequent to printing of budget, instead of before August 20.

Hearing on protests against budget to be held before June 20 instead of August 20. Final budget to be adopted before June 30. Provision added that amounts specified in resolution adopting budget shall become appropriated to the several departments and districts, except

that if the budget item for any fund or district requires a tax levy greater than the legal limit, budget shall be decreased to come within legal requirements.

Omits provision that official making expenditures in excess of budget appropriation is liable therefor personally or on his official bond. Provision added that nothing in section is to be construed as affecting authority of board of supervisors to enter into contracts for governmental services for period exceeding 1 year, but such contracts are only an encumbrance of the fund from which they are to be paid in amount of indebtedness accruing to June 13 of each fiscal year covered by them.

Provision added that if appropriations have not been made by beginning of fiscal year, appropriations for last fiscal year shall be deemed reappropriated for same purposes, and county auditor shall make payments on that basis until board of supervisors makes new appropriations.

County auditor's monthly statement to be made on tenth of each month, instead of first business day.

Act to take effect January 1, 1930.

State department of finance substituted for board of control throughout section. Numerous changes in language made to clarify and make more specific provisions of section.

#### S. B. 399. BOGGS.

Amends § 602, Pen. C., relating to malicious trespass to real property. Requires that permission of owner, necessary to excuse trespass forbidden by subdivisions (b) and (c), must be a written permission.

Subdivision (c) amended, to forbid entering any premises, instead of present provision prohibiting entering any enclosure, for purpose of hunting game, without owner's permission.

#### S. B. 400. BOGGS.

Amends § 627, Pen. C., relating to trespass. Substitutes "premises" for "enclosed or cultivated grounds," making it a trespass for hunters to enter any premises displaying signs prohibiting hunting. Requires such signs to be placed at all roads or trails leading into premises. Requires that permission of owner excusing such entry must be written.

#### S. B. 401. BREED,

New act, declaring that certain land situated in Oakland are not tidelands, and relinquishing state's claim thereto.

Recites that these lands were granted by state to Oakland in 1911, but by judgment of superior court title has been found to be in Larue Wharf and Warehouse Company.



S. B. 402. BREED.

New act, re title to certain property in city of Oakland.

Authorizes Larue Wharf and Warehouse Company to bring suit against State of California, to quiet title to real property described in act. Suit to be brought within one year after act takes effect.

S. B. 403. INMAN.

Amends § 9, Act 3519, re regulation and licensing of commercial hunting clubs.

Law now authorizes revocation of license if holder is convicted of violating fish and game laws (in which case no new license shall issue for the current year). Bill requires, in addition, as condition for revocation, that owner of the club shall have aided, abetted or acquiesced in fish and game law violation by guest or employee.

S. B. 404. SWING.

Adds § 4290a, Pol. C., re sheriffs and their deputies.

Sheriff must have a deputy or deputies qualified to properly care for mental disease cases.

S. B. 405. SLATER.

Amends §§ 2168, 2169, 2174, 2179, 2189, 2190, Pol. C., re insane persons and state hospitals.

§ 2168 adds "court shall have posted in wards and rooms of psychopathic ward a notice setting forth right of person held, to such hearing."

§ 2169. "Mentally sick person" substituted for "insane person." Such person may be present at hearing, at discretion of court. No such person shall be committed without being present at hearing unless notice is personally served on him that he is in absence of demand to be adjudged as to mental capacity without being present at hearing. He may demand a hearing.

§ 2174. If tried again, superior court shall not summon a jury, but shall summon two medical examiners other than those acting at original hearing, witnesses the person ordered committed shall request, and witnesses court may order. Counties having two or more superior judges, judge presiding at original hearing is disqualified to act at second hearing.

"Findings at such hearing" substituted for "verdict of jury." "Jury" is omitted throughout.

§ 2179. Any person committed to a state hospital for insane who has no guardian and is owner of property, secretary of state department of institutions may apply for a guardian of the estate of such persons.

Where such person dies leaving an estate and no relatives at the time residing in state, secretary of department of institutions shall have letters of administration issued him in preference to other persons.

§ 2189. Subdivision six provides that: copy of certificate of discharge may be signed by any officer of department of institutions. Secretary of state department of institutions may be appointed guardian of such person, or estate of such person. If no guardian is appointed, secretary of department of state institutions may file such certificate of discharge in county of state from which person was committed, or from county in which said officer was appointed guardian of such person.

§ 2190. Superintendent must order steward to furnish discharged patient suitable clothes and money not to exceed \$25, if it can not be otherwise obtained.

#### S. B. 406. LYON.

Amends §§ 2, 3, 4, 7, 8, 11, 12, 21 and 46, Act 8205, relating to establishment and change of grades, act of 1913.

§ 2. Provides for initiation of proceeding by resolution of intention instead of ordinance or resolution as now provided. Specifies certain recitals which such resolution shall contain (page 2, lines 1 to 6, and lines 8 to 42.) Hearing of objections to be set for not more than 60 days from passage of resolution.

Assessment district need not be described in resolution, which may refer to map on file.

Grade shall be such as already established or as per new grade.

§ 3. Posting of publication of resolution of intention shall be completed 20 instead of 10 days before date set for hearing of protest.

§ 4. Amendment provides all protests to proposed improvements must be in writing and no other protest or objection shall be considered. This is a change from present law which proscribes contents of protest and that any protest not complying with such requirements shall not be considered by said legislative body.

§ 7. Provides notice of time and place of hearing of petition for damages caused by said improvement shall also be mailed to each owner of property abutting, where any change of grade is proposed.

§ 8. Existing provision declares that failure of property owner to file petition showing amount of damages claimed by him resulting from proposed improvement is deemed a waiver of right to hearing in respect thereto. Such declaration omitted in bill.

Benefits to land from making of improvements not to be considered in computing damages.

§ 11. Notice of filing of report on assessment to be mailed to property owners but such mailing is not jurisdictional.

§ 12. Procedure upon hearing by city council of protest against assessment changed somewhat.

§ 21. Omits existing provision authorizing property owner to sue city for damages if city fails to institute eminent domain proceedings. Provisions for payment by city of judgment in eminent domain appear at page 10, lines 1 to 22 of bill.

§ 46. Includes lessee within definition of term "owner." Inserts "or petition" page 10, line 46.

S. B. 407. LYON.

Amends § 634a, Pol. C., relating to insurance, defines "company" and "capital stock," and exempting county mutual fire insurance companies from act.

"Company" includes every association, corporation, firm, person, or group of persons, whether incorporated or otherwise organized under the Lloyds plan, transacting any kind of business under the laws of this state; "capital stock" made to include the capital of any person, group of persons, firm, association, or corporation.

S. B. 408. LYON.

Adds § 634aa, Pol. C., relating to transaction of insurance upon Lloyds plan.

Provides no organization shall transact insurance business in this state upon the Lloyds plan, without procuring a certificate of authority to transact business from the insurance commissioner.

No certificate to be issued until the organization shall have deposited with a trust company money or securities thereby providing a trust fund for policy holders. Fund deemed capital of organization.

§ 594, Pol. C., classifying types of insurance and prescribing required capital stock made applicable to company doing business upon Lloyds plan.

S. B. 409. LYON.

Adds § 1576a, C. C. P., relating to conveyance of property of decedents by trade or exchange.

Authorizes executor or administrator to trade or exchange real property in those cases in which real property of the estate is permitted to be sold, and in accordance with procedure prescribed for probate sales.

S. B. 410. CROWLEY.

New act creating office to be known as chief of narcotic law enforcement; repeals act 3251, relating to the same subject, approved May 17, 1927.

Governor shall appoint and determine salary of such officer, who shall have charge of enforcement of all laws regarding sale, giving away, prescribing, administering, furnishing or having narcotic or other dangerous drugs; also employing and fixing compensation of employees of said office.

All employees exempt from civil service laws and shall receive actual and necessary traveling expenses in performance of their duties.

Chief and inspectors shall have powers and duties of peace officers in the performance of their duties.

Officers may expend money necessary to buy drugs for evidence and the employment of operators to obtain evidence. Such money shall be paid back to said officer from fund for support of this office.

**S. B. 411. YOUNG.**

Amends § 7, Act 2883a, relating to sale and issuance of licenses for hunting and fishing.

Provides that every person having a license must, while hunting or fishing, wear in conspicuous place on his outer clothing, button furnished by person issuing license, giving number of license held by such person.

**S. B. 412. YOUNG.**

Amends § 626f, Pen. C., relating to the protection of game.

In district four, closes season for killing or possessing male deer or deer meat, between September 15 and July 31.

**S. B. 413. GARRISON.**

Amends title and §§ 1-4, 6, 7, 9, 10; adds §§ 11 to 13, Act 3877a, re improvement district within an irrigation district.

§ 1. Amendment authorizes formation of such improvement district (in addition to purposes already authorized) to make provision for domestic water supply or to install drainage works, or for the acquisition of *existing* ditches, pumps and other works.

Amendments to §§ 2, 3, 4 and 6 adjust the procedural features of the act to such proposed change.

§ 7. Specifies purposes for which warrants may be issued and provides interest coupons to be attached thereto.

§ 9. Authorizes doing of additional work or acquiring of additional property by such improvement district when once formed.

§ 11. Authorizes tax for operation, maintenance and repair.



**S. B. 414. MUELLER.**

Supplements School Code Bill (S. B. 22), §§ 4.380—4.384 of bill supersedes §§ 4.380—4.382 of School Code Bill.

Provides that annually, governing board of each school district must prepare itemized statement of receipts and expenditures.

The budget of the board for current year is to be made part of statement, which must be kept on file for public inspection and published once in a newspaper within the district, or if there be none, in the nearest paper in the district except where statement is distributed in pamphlet form by the board.

**S. B. 415. WELLER.**

New act. Allows state board of forestry, with approval of director of natural resources, to enter into agreements whereby state will pay not to exceed one-half of cost incurred by agencies other than United States of protecting such watersheds as may be specified by board, against fire, in manner approved by board. Cost to state shall not exceed 3 cents per acre per year.

Appropriates \$400,000.

**S. B. 416. PEDROTTI.**

New act. Prohibits operating of aircraft unless both aircraft and operator have been registered and licensed by the U. S. Department of Commerce under rules and regulations in effect January 1, 1929, and except in compliance with air traffic rules prescribed by U. S. Secretary of Commerce in force on that date. Prohibits operation of air navigation facilities without certificate of rating thereof issued by U. S. Department of Commerce.

Prohibits municipal regulation of aircraft operation and navigation facilities.

Creates in each county deputy sheriff in charge of aeronautics, qualified in aviation matters, to enforce act at a salary of \$1 per year. Allows county governing boards to establish additional deputy sheriffs in charge of aeronautics at a different compensation.

Makes violation of act a misdemeanor. Repeals Aircraft Act of 1921, Act 148.

**S. B. 417. EVANS.**

New act. This bill is identical to Assembly Bill No. 413. Provides for an investigation by the director of public health of methods of sewage and waste disposal by municipalities within the state and to report to the governor thereon. Appropriate \$65,000.

**S. B. 418. MUELLER and McKINLEY.**

Amends title, adds § 3½, "Street Improvement Act of 1911," Act 8199.

Title is amended to include subject matter covered by § 31.

§ 31. City council may by resolution order that property in district benefited by improvements be formed into a maintenance district and assessed to pay the cost of the operation and maintenance of such improvements.

Provision is made for protests of property owners affected and hearings thereon. If owners of one-half property in proposed district protest the formation of the district, unless overruled by four-fifths of city council, proceedings must be abandoned for 6 months.

Jurisdiction of city council to order formation of maintenance districts acquired in the same manner provided in act for acquiring of jurisdiction to order the construction of improvements.

**S. B. 419. EVANS.**

Amends §§ 753 and 853, Act 5233, Municipal Corporation Act.

§ 753. Adds provision making official bonds of clerk, treasurer, attorney and marshal of cities of the fifth class in force and obligatory upon principal and sureties thereon to and for the city and persons injured or aggrieved by the unlawful act or default of principal in his official capacity. Any person injured may bring suit on such bond in his own name without an assignment thereof.

§ 853. Adds same provision respecting official bonds of clerk, treasurer and marshal of cities of sixth class.

**S. B. 420. HERBERT C. JONES.**

Amends §§ 1044, 1083*b*, 1096, 1096*a*, 1125, 1151, 1195*b*, 1204, 1205, 1210, 1261, 1264 and 1265, Pol. C., re elections.

§ 1044. Includes regular school elections held separately from state elections among elections to be conducted under provisions of the general election law. §§ 1044, 1120, 1121, 1133 and 1151, Pol. C.

§ 1083*b*. Increases salary of extra help employed by county to examine signatures upon nomination paper or petition of any candidate for a municipal office, from \$3.00 per day to \$5.00.

§ 1096. Requires affidavit of registration to be signed with affiant's full name, instead of customary signature as at present. If affiant can not write, he must sign with mark.

§ 1096*a*. Adds provision that county clerk or registrar of voters must note any change of political affiliation if elector on elector's affidavit of registration.

§ 1125. Adds provision that county clerk or registrar of voters must place affidavits of registration in proper precinct and make necessary changes thereon whenever boundaries of any precinct are

changed or altered and may employ necessary help to make such changes, at a salary not to exceed \$5.00 per day. Total amount expended not to exceed \$.04 per name for total number of names appearing on great register at last general election.

§ 1151. Omits provision requiring keeping of poll-list.

§ 1195b. Secretary of state is given 35 instead of 30 days before election to furnish county clerk or registrar of voters, copies of pamphlets containing amendments, propositions, measures or questions to be voted on, not to exceed one and one-twentieth times registered voters in county. County clerk or registrar of voters is given not more than 30 instead of 25 days nor less than 15 days prior to such election to mail to each voter copy of such pamphlet.

§ 1204. Adds provision\* that challenge may be interposed as provided in § 1600, Pol. C., which gives oath to be taken by elector upon challenge.

§ 1205. "Elector" is substituted for "voter" wherever used. Omits provision requiring endorsement on ballot to appear on outside thereof when folded. Omits provision requiring inspector to announce number of ballot. Provides for use of index to register or affidavits of registration instead of register or affidavit of registration by ballot clerk to note votes.

§ 1210. County clerk or registrar of voters must mail sample ballots to registered electors not more than 30 instead of 25 days nor less than 15 days before election date.

§ 1261. Added provision that election board must return to county clerk, the copy of precinct index showing names of electors voted as kept by election clerk. Omits provision requiring return of poll list.

§ 1264. Unimportant changes. Requires tally list instead of poll list to be signed by members of board. Provides that one package of supplies returned to county clerk shall contain roster of voters, instead of poll list.

§ 1265. Time county clerk must keep ballots unopened is changed from 12 to 6 months. Allows destruction thereof by any method instead of by burning as at present.

§ 1262, providing for keeping for keeping on file for 6 months for public inspection of tally lists, list of voters, by county clerk, is repealed.

Throughout the sections of the bill the word "elector" is substituted for "voter." Whenever "county clerk" is used "registrar of voters" has been used in addition, giving registrars same powers and duties as county clerks.

**S. B. 421. HERBERT C. JONES.**

Amends § 31, Act 2805*b*. California Fruit, Nut and Vegetable Standardization Act of 1927.

Requires lettuce when packed to be virtually uniform in size.

Defines "virtually uniform". Omits provision allowing 4½ dozen heads to be packed per crate, and specifying manner of packing thereof. Omits provision requiring each crate to contain not more than 30 pounds of ice. Specifies manner in which crate containing 3½ dozen heads shall be packed. Omits provision fixing allowable variations in numbers of heads per crate in other than standard packs.

Allows 10 per cent of crates in any lot to vary not more than three heads from marked count, instead of allowing crates marked "irregular container" to have such variation.

Omits provision allowing crates not packed in conformity with requirements of section to be marked "irregular container."

**S. B. 422. JONES, HERBERT C.**

Amends § 2, adds § 30*b*, Act 2805*b*, California Fruit, Nut and Vegetable Standardization Act of 1927.

§ 2. Cauliflower is added to the list of vegetables, fruits and nuts for which the act prescribes standards of packing, marking, shipping and selling.

§ 30*b*. Prescribes standards for packing of cauliflower and broccoli and for the marking of crates in which packed.

**S. B. 423. HERBERT C. JONES.**

Amends §§ 4, 7, 10, 11 and 12, Act 2805*b*, California Fruit, Nut and Vegetable Standardization Act of 1927.

§ 4. Provides for inspection of fruits, nuts, and vegetables produced, packed, shipped or sold to determine if same meets the requirements of this act, by officers charged with enforcement of act.

§ 7. Defines "mislabel" as the placing of any faulty or misleading statement upon any container of fresh or dried fruits, nuts or vegetables or upon any wrapper or placard used in connection therewith.

§ 10. Adds that label, lining, placard or wrapper used in connection with containers or subcontainers of fruits, nuts and vegetables shall bear no false or misleading statement or words.

§ 11. Changes inside length of all standard crates, boxes and lugs.

§ 12. Makes unlawful deceptive marking of containers all packing material, label, lining, wrapper or placard used in connection with fruits, nuts and vegetables regulated by act.



Allows person arrested for transportation of products in violation of act, he must be released on written promise to appear in court; if he refuses to give such promise, he must be taken before magistrate having jurisdiction. Violation of promise to appear is made a misdemeanor.

S. B. 424. HERBERT C. JONES.

Amends § 24, Act 2805b, California Fruit, Nut and Vegetable Standardization Act of 1927.

Provides that fresh pears must, in addition to present requirements, be properly developed, not seriously misshapen, free from black end, free from serious damage caused by hard end. Pears damaged by hail must be marked "hail marked" if shipped or sold.

Provides when Bartlett pears shall be considered mature. During first ten days after beginning shipments of Bartlett pears from any district, Bartlett pears smaller than  $2\frac{1}{4}$  inches in diameter shall not be considered properly developed.

Damage caused by hard end, detected by external examination, shall be regarded as serious. Damage by hail, if it affects an aggregate area of more than one-half inch in diameter or is more than one-quarter of an inch in depth shall be considered serious.

Redefines "virtually uniform in size."

No. 17a is added to list of standard containers in which pears may be packed and No. 22 is omitted from such list. Container No. 17a is standard only when used with three pads or cushions.

S. B. 425. HERBERT C. JONES.

Amends §§ 20, Act 2805b, California Fruit, Nut and Vegetable Standardization Act of 1927.

Adds provision dividing state into two districts. District No. 1 to be that part of state south of San Geronio Pass in Riverside County and east of the Sierra Nevada range, comprising parts of the counties of Riverside and San Diego and all of Imperial County. District No. 2 to be all of state not in District No. 1.

Grapefruit defined as mature when juice containing soluble solids equal to or in excess of six parts to every part of acid contained in juice and have attained at least twenty-five per cent of yellow color before picking; grapefruit produced in district two shall be deemed mature if juice contains soluble solids equal to or in excess of five and one-half parts to every part of acid contained in juice.

S. B. 426. LYON.

New act supplementing school code bill (S. B. 22).

Allows public schools and junior colleges to become members of organizations having for their purposes the advancement of public education.

**S. B. 427. MERRIAM.**

Amends § 718, C. C. Allows a municipality to lease its property for the production of minerals, oil and gas substances for a period not exceeding thirty-five years.

**S. B. 428. ALLEN.**

New act supplementing school code bill (S. B. 22).

Provides that where transportation under section 1.80 is impracticable the governing board of high school districts, as part of the maintenance cost of high schools may provide, or assist in providing for the board and lodging of pupils.

**S. B. 429. JONES, RAY.**

New act. Exempts directors and trustees of levee, protection, and reclamation districts from liability for negligent acts of employees of such districts, except where such directors or trustees had knowledge of the inefficiency or incompetence of such employees at the time of employment or retained such employees after knowledge or notice thereof.

**S. B. 430. McKINLEY.**

Amends § 6, Act 8199, "Improvement" act of 1911. Changes denial by the city council of protests by property owners against the proposed work from a four-fifths to an unanimous vote. Removes provision for adjournment of hearings.

**S. B. 431. McKINLEY.**

Amends §§ 1, 2, and 5, Act 5184a, municipal improvement district act.

§ 1. Limits act to such public improvements, work, and public utilities as are income producing.

§ 2. Moving petition and adopting ordinance of the legislative body for formation of district and delineating work, to contain a statement as to the revenue expected to be raised from such improvement, work, or public utilities.

§ 5. Legislative resolution calling election to contain statement as to estimated income to be raised from the public improvement, works, and public utilities, and the estimated incidental expenses connected therewith.

**S. B. 432. McCORMACK.**

Amends § 2322x19, Pol. C.

Purports to change the salaries of the horticultural commissioner of Solano County and one of his inspectors. Amounts thereof not filled in.

S. B. 433. MERRIAM.

Amends §§ 4, 5, 6, 7, 8, 9, 10, 11, 41, 44 and 50, and adds § 10½, Act 3276a, acquisition and improvement act of 1925.

§ 4. Amended by limiting number of zones to four; also by providing that statement as to amounts to be collected by zones shall be statement as to "relative rates of taxes" instead of "percentages to be raised from each zone" as in law at present. It also provides for the filing of statement of legislative body of minimum amount to be contributed by any other county or municipality, if there is to be any such contribution.

§ 5. Amended to correspond with amendments of § 4, by providing limitation of four zones and requiring determination as to "relative rate of taxes" to be raised each year in each zone instead of specifying "the percentage to be raised from each zone."

Provides for additional notice and hearing, first of which shall be hearing objections to details or suggestions and shall be not earlier than a week nor later than thirty days; second hearing, as to general protest and objections, shall be not earlier than eighteen nor more than sixty days as at present. Also provided that notices must be posted at least fifteen days before date of hearing.

§ 6. Amended to provide for hearing as to details.

§ 7. Requires legislative body to determine minimum part of expenses to be paid out of general treasury or minimum portion to be contributed, and expenses and materials.

§ 8. Amended to provide for hearing as to details, and "relative rate of taxes" to be raised from each zone. Made mandatory for council to direct clerk to mail notices to property owners; failure to mail will not affect validity of proceedings.

§ 9. Amended to provide for hearing as to details and receiving objections; also provides for continuing hearing on protest if necessary.

Provides that written objections must be accompanied by affidavit as to genuineness of signatures subscribed.

§ 10. Amended to provide for hearing as to details, and "relative rate of taxes" to be raised from each zone.

Adds § 10½, providing that in case of protest of less than 50 per cent, council may overrule same by majority vote; if between 50 per cent and 60 per cent, it shall require a 4 5 vote; and if over 60 per cent, it can not be overruled.

§ 11. Amended by specifying "relative rate of taxes" to be collected from each zone instead of "percentage to be raised" therefrom.

§ 41. Amended by specifying "the relative rate of taxes."

§ 44. Amended by specifying "relative rate of taxes." Also adds that in notice on hearing of proposed bond issue there shall be specified the "decimal note representing its relative rate of taxes."

§ 50. Subdivision 13, defines "relative rate of taxes."

**S. B. 434. MURPHY and YOUNG.**

Amends Act 2895, relating to regulation of commercial fisheries.

Minor changes in language made in § 1, relating to jurisdiction of fish and game commission over commercial fisheries.

§ 2 amended, omitting requirement that reduction plants use grades of fish fixed by fish and game commission.

§ 4 amended, omitting from definition of reduction plant, plants engaged in production of fish products not intended for human consumption, and adding to such definition plants manufacturing fish meal, fish scrap, fish flour, fertilizer or fish oil.

Extends definition of "packer" to include one who pickles fish.

Omits definition of "wet weight."

Adds definition of "fish offal."

Omits provisions relating to hearings held by fish and game commission.

§ 5 amended, omitting present restrictions on allowance of sardines to sardine packers for use in a reduction plant.

Eliminates requirement of permit from fish and game commission, by persons other than sardine packers, to use sardines in a reduction or extraction process whereby products fit for human consumption are manufactured, all provisions in regard to application for issuance of such permit and for review of order of commission on any application. Provides no person shall cause any waste of fish, shall use any fish except fish offal in reduction plant, or shall catch or receive for canning, packing or preserving more fish than can be handled without deterioration or waste.

§ 6 of present act, making use of fish in violation of conditions of act or regulations of commission a nuisance, reenacted as § 8, except that period for which place abated under section shall remain closed is changed from 12 to 3 months.

§ 7 of present act, requiring chutes, conveyors and receptacles containing fish or fish offal to be constructed so as to leave contents open for inspection, reenacted as § 6, except sentence making violation of section a misdemeanor is omitted.



§ 7 makes any violation of act or of regulations of commission a misdemeanor and provides all fines collected for such violations shall be paid into fish and game preservation fund.

S. B. 435. MURPHY.

New act requiring employment of two journeymen in work of repair or inspection of certain electrical equipment.

Applies to handling of electrical wires or equipment carrying current in excess of 600 volts; or, in case of night work only, where voltage is under 600, or night work on telephone, telegraph or signal wires.

S. B. 436. PEDROTTI.

Amends § 2171, Pol. C., re proceedings after judgment of insanity.

Sheriff is at present directed to convey insane persons to state hospital; under the amendment he is directed to hold them for delivery to a representative of the hospital, and to notify the hospital authorities as to his charge. Clerk of court, instead of sheriff, directed to transmit moneys of committed persons to superintendent of the hospital.

S. B. 437. PEDROTTI.

Adds §366f, Pol. C.

Becomes duty of department of institutions to transfer from place of commitment to any institution under its supervision, persons committed thereto.

S. B. 438. NELSON.

Amends § 2202, C. C., and repeals §§ 847 and 857, C. C.

Provides generally that a trust may be created for any purpose for which a contract may be made.

Repeals limiting clauses in relation to trusts and uses as to real property and express trusts.

S. B. 439. NELSON.

Amends C. C. § § 724, 725 and 726.

§ 724. Permits accumulations for trust purposes within the limits imposed by the title on the vesting of future interests, and within the time limit prescribed for the suspension of the absolute power of alienation.

§ 725. If the direction for an accumulation exceeds the time limit set by § 724, only the excess is void.

§ 726. If the recipient of a proposed accumulation is destitute of other means of support or education, on application to the proper court, a suitable part of the sum directed to be accumulated may be applied thereto.

**S. B. 440. NELSON.**

Amends § 4284, Pol. C. Salaries of county officers of 55th class, Trinity county.

Increases salary of auditor from \$1,000 to \$1,800 per annum, and reduces salary of district attorney from \$2,000 to \$1,500 per annum.

**S. B. 441. MALONEY, INMAN and BOGGS.**

New Act, San Francisco Harbor Improvement Act of 1929, provides for the improvement of San Francisco harbor by construction of wharves, piers, sea wall, refrigerator and pre-cooling facilities, state railroad spurs, betterments, and appurtenances, and necessary dredging and filling in connection therewith under direction and supervision of board of state harbor commissioners, to be financed by issuance and sale of 4 per cent bonds in sum of \$10,000,000. Sets forth form of bond in substance. Provides state treasurer must set over all proceeds from sale of such bonds in this fund which must be used exclusively for construction of above named improvements in San Francisco harbor.

Act provides that bond issue shall be submitted to electorate of state for ratification at next general election; and provides short title for act as follows: "San Francisco Harbor Improvement Act of 1929."

**S. B. 442. MALONEY**

Amends § 2465, Pol. C., re pilotage.

Provides that pilotage charges may be made for pilots' services rendered between the several ports on San Francisco Bay and tributaries. Minimum charge \$5 per foot draft.

**S. B. 443. MALONEY.**

Amends § 2457, Pol. C., re pilots.

Extends jurisdiction of board of pilot commissioners for the ports of San Francisco, Mare Island, Benecia, and Vallejo to cover all ports on San Francisco Bay and its tributaries. Sets a maximum number of pilots at 5 for interharbor service. Provides for emergency pilots.

**S. B. 444. MALONEY.**

Amends § 2460, Pol. C., re pilots.

Provides that pilots serving between the several ports on San Francisco Bay or its tributaries must report once a month to the board of pilot commissioners, said report must show all moneys received and all ships piloted by the pilot. Each pilot must pay 5 per cent of money received to the board as compensation for its official duties.

S. B. 445. MALONEY.

Amends § 2467, Pol. C., re pilots.

Provides that any vessel in tow of a steam tug between the various ports on San Francisco Bay or its tributaries shall be exempt from pilotage charges, unless the pilot is actually employed.

S. B. 446. CROWLEY.

Amends § 690, C. C. P.

Exempts from attachment or execution all money contributed, held or to be distributed for pension or retirement purposes by a city, county, or city and county.

S. B. 447. WELLER.

Amends § 1517, C. C. P., re probate sales.

All sales of decedents' property must be reported in writing signed by the executor, administrator or his attorney and must be confirmed by the court before title to property will pass. Present law is that sales must be under oath, reported to and confirmed by the court before title will pass.

S. B. 448. WELLER.

Amends § 1186, C. C. P., re effect of mechanic's liens.

Deletes provisions of § 1186, C. C. P., wherein it is provided that mechanic's liens are a preferred lien to any other lien attaching because of mortgage or other encumbrance which may have attached subsequent to the time that the mechanic's lien attached.

The amendment provides that the owner, contractor or any sub-contractor may file a notice of commencement of construction or improvement upon real property with the county recorder. The notice shall set forth the name of the owner or reputed owner and a description of the property and shall contain a statement that the party filing notice has furnished materials or labor, or is about to furnish materials or labor for the structure or improvement upon the real property described in said notice. The notice shall be verified and if filed, shall inure to the benefit of any party who may thereafter become a holder of a mechanic's lien against the property.

Provides further that the liens provided for in Chapter 2 of Title 4 of C. C. P. shall have a preference to any other lien attaching subsequent to the filing of the notice herein mentioned, and shall also have a preference to any lien existing at the time the notice is filed but not of record.

S. B. 449. WELLER.

Amends C. C. P. 900, re lien of judgment of justice court.

Provides that where a judgment of a justice court has been reduced to a lien of record, such lien shall be in force for five years, unless the execution thereof has been stayed on appeal and a sufficient undertaking given. Present § does not provide for release of the lien when appeal has been made and undertaking given.

**S. B. 450. ROCHESTER.**

Adds § 77a, Act 5128, California Vehicle Act.

Provides that any person acquiring motor vehicle license plates and registration certificates for the purpose of the distribution thereof and who sells or charges for the same a price higher than the fees provided for in the California Vehicle Act, is guilty of a misdemeanor.

**S. B. 451. CASSIDY.**

New act making county road in Placer County, commencing where it connects with state highway at Lincoln, and extending easterly and connecting with state highway at Newcastle, part of state highway.

**S. B. 452. McKINLEY.**

Adds § 4052c, Pol. C., giving county boards of supervisors power to appropriate money from general fund of county for use of National Guard or for National Guard purposes within county.

**S. B. 453. LYON.**

Amends § 5, Act 2895, relating to use of fish in reduction plants. Fixes capacity of packing plants at six hundred tons of sardines per month for each line of can closing machines. Eliminates requirements that capacity of sardine packing plants be determined by fish and game commission. Omits provision at end of section for review of order of commission refusing or revoking permit of reduction plant manufacturing products not fit for human consumption.

**S. B. 454. MERRIAM.**

New act providing that every county, incorporated or unincorporated town or city supporting a fire department shall insure said fire department and the individual members thereof against loss or damage because of injury to person or property of others caused by any member of such fire department while engaged in his official duties.

**S. B. 455. CARTER.**

Amends §§ 63, 67-69, 76, and repeals §§ 70-75, Act 8199, street improvement act of 1911, regarding foreclosure of street improvement bonds.

Provision that defaulted amounts on bonds issued under act shall bear 7 per cent per annum interest substituted for present provision adding 1 per cent of defaulted amount on first of each month.



Act at present provides that when bonds issued under act are in default, bond holder may declare whole unpaid amount due, and require city treasurer to advertise and sell land on which they are a lien. This provision repealed, leaving suit to foreclose lien of bond only remedy of bond holder.

Present provision permits suit to foreclose lien of defaulted bond to be brought any time after 6 months from date of default. Amendments provide suit may be brought, without demand, after 1 year following default in any payment due January 2, or 18 months following default in any payment due July 2, or at any time after default in any payment of principal due January 2, if demand has been served at least 60 days before upon all parties interested in property.

Provision added that court, in ordering sale of property, shall set date of sale not earlier than 18 months following first default, and shall order deed to issue immediately on consummation of sale. Right to redemption after sale eliminated.

Provision added making it duty of city treasurer to furnish city tax collector with list of property on which bonds are in default. Tax collector required to stamp notice of default on tax bill for property.

Provides holder of bond on which action to foreclose has been brought may notify city treasurer of commencement of action, who then shall not accept any payment on bond unless payment in full be made.

#### S. B. 456. CARTER.

Amends §§ 4, 10-15 and repeals §§ 16-19, Act 855, street improvement bond act of 1911, relating to foreclosure of bonds.

Amendments to §§ 11-15 consist of substitution of entirely new text for present sections. Changes to act add provisions giving holder of defaulted bonds right to maintain action to foreclose them, and repeal provisions giving bondholder right to require city treasurer to advertise and sell property on which bonds are a lien.

Makes substantially same changes, and provides for substantially same procedure as S. B. 455 provides for under Act 8199. See digest of S. B. 455.

#### S. B. 457. ALLEN.

New act making highway leading from a point south of Malin on California-Oregon state line, via Lookout and Bieber and connecting with state highway at Susanville, part of state highway to be known as part of "The Dalles-Reno highway."

Empowers California Highway Commission to make all necessary surveys for such highway and to construct, reconstruct, or alter said highway.

S. B. 458. ALLEN.

Amends § 369b, Pen. C., relating to shipping of live stock without unloading or feeding them. Requires cattle, sheep or swine confined in railroad cars for more than 36 hours to be unloaded for a rest and feeding period of 5 hours. Section at present requiring a 10 hour rest period.

S. B. 459. ROCHESTER.

Amends § 1962, C. C. P., by adding a new conclusive presumption in regard to the truth of a publication or utterance, where the publisher or utterer fails to produce evidence of its truth upon demand of the party concerning whom the publication or utterance is made, to conclusive presumption therein enumerated.

S. B. 460. ROCHESTER.

Amends § 251, Pen. C., relating to libel, by adding provision that if the person who publishes or causes to be published matter charged as libelous, refuses, neglects or fails, to produce at the trial, in a criminal prosecution for libel, proof that the matter is true, when called upon to do so by the court or the state, it shall be conclusively presumed to be untrue.

S. B. 461. RAY JONES.

Skeleton bill amending § 4269, Pol. C., Yuba County government bill.

S. B. 462. RAY JONES.

Skeleton bill amending § 4263, Pol. C., Yolo County government bill.

S. B. 463. RAY JONES.

Skeleton bill amending § 4270, Pol. C., Sutter County government bill.

S. B. 464. McCORMACK.

Amends §§ 9a, 19, Act 2750, by increasing salary of county librarian of Solano County from \$2,400 to \$3,000 per annum.

S. B. 465. ROCHESTER.

Amends § 690, C. C. P., relating to exemptions from execution or attachments.

Subdivision twenty extended to exempt pensions or retirement salaries received from state or political subdivisions.

S. B. 466. INMAN.

Adds § 18a, Act 6180, creating American River flood control district.

Increases limit of indebtedness district may incur for organization purposes by \$25,000. Appropriates \$25,000 for district to carry out

provisions of act. Provides that \$12,500 of said sum, together with one-half the moneys heretofore appropriated as provided by § 18 of act, shall be repaid to state by district by means of a general tax levy, and provides method for collection of said moneys.

S. B. 467. INMAN.

Amends § 17 of Act 2593, relating to maintenance of fire departments by unincorporated cities and towns. Changes date of election for fire commissioners from first Monday of April to last Friday of March.

S. B. 468. ROCHESTER.

Amends §§ 2 and 10 of Act 2070a, relating to licensing of private detectives. Excludes from definition of "private detective," persons engaged in business of furnishing uniformed police, guards or watchmen, and private watchmen regularly employed.

S. B. 469. MERRIAM.

Amends § 3, Act 2884, relating to commercial fishing licenses, by adding provision that no license shall be issued to any person who has not been a resident of state for six months immediately preceding date of application.

S. B. 470. SLATER.

Amends § 642, Pol. C., by reducing bond required of deputy fish and game commissioners from \$2,500 to \$500.

S. B. 471. HERBERT C. JONES.

Amends § 634, C. C., relating to shares of building and loan associations.

Provides holders of full paid shares entitled either to such participation in net profits, not exceeding rate apportioned to installment shares, as board of directors may determine, or to an agreed rate of dividends not exceeding 6 per cent. Present provision gives such holders right either to full participation in net profits, or to such an agreed rate.

Holders of pass book shares to be entitled to share in net profits at rate not exceeding rate apportioned to installment shares, instead of at a rate not less than 75 nor more than 90 per cent of rate apportioned to installment shares, as at present.

Limits right to charge an entrance fee, at present given to all associations, to those having assets of less than one million dollars, and fixes such entrance fees at 1 per cent of value of shares or certificates issued in associations with assets up to \$250,000, and at one-half of 1 per cent in associations with assets in excess of \$250,000, up to one million dollars.

**S. B. 472. HERBERT C. JONES.**

Amends § 637, C. C., relating to loans of building and loan associations.

Omits at beginning, "Loans may be made upon the 'mutual plan' or upon the 'definite contract plan.'"

**S. B. 473. HERBERT C. JONES.**

Amends § 639, C. C., relating to arrears in payments due building and loan associations.

Eliminates requirement that borrower must be three months in arrears before board of directors may declare whole loan due.

**S. B. 474. HERBERT C. JONES.**

Amends § 647, C. C., relating to investments by building and loan associations.

Permits investments in capital stock of other building and loan associations, organized under laws of this state and under supervision of building and loan commissioner. All of stock, except directors' qualifying shares, of association invested in, must be originally issued to other building and loan associations, or to individuals subject to a written option to a building and loan association, to purchase said stock within six months after said association shall be legally entitled to do so.

Any such investment to be first approved by building and loan commissioner. Total investments of association invested in may exceed 25 per cent of assets of investing association.

**S. B. 475. HERBERT C. JONES.**

Amends § 648a, C. C., relating to formation of building and loan associations.

Adds provision for permanent non-withdrawable capital stock.

Requires building and loan associations to apply for and receive a permit from building and loan commissioner before selling guarantee capital stock, or permanent non-withdrawable capital stock. Application for permit to be verified, and to contain detailed statement of officers, location of office and financial condition of association, and such other information as commissioner may require, as well as a copy of any contract or advertisement to be used in sale of stock, copy of minutes of stockholders' and directors' meetings affecting issue of stock, and copy of by-laws and articles of incorporation.

Commissioner to examine application and grant permit to issue stock, if he finds such issue will not work a fraud upon purchasers. Commissioner may insert such terms and conditions in permit as he deems necessary, and may alter, amend, revoke, or temporarily suspend any permit. Permit to recite in bold type that it is permissive only, and does not constitute a recommendation of stock to be issued.



Issuance of stock without obtaining permit or in nonconformance with terms of permit made a felony.

S. B. 476. HERBERT C. JONES.

Amends § 15*b* of Act 982, building and loan commission act, relating to bond given by officers of building and loan associations.

Eliminates general provision that bond shall guarantee faithful performance of duty, from the enumeration of features which the bond shall cover.

S. B. 477. HANDY.

New act, relating to expenditure of live stock preservation fund, proposed to be created by California dog law bill (S. B. 25).

Provides that unincumbered balance in such fund at end of any fiscal year shall be expended by department of agriculture in such manner as it may prescribe, for control and eradication of predatory animals.

S. B. 478. HANDY.

New act, authorizing state department of agriculture to make regulations for control of rabies.

Whenever a case of rabies is reported, the department shall investigate, and if such disease is found to exist, shall quarantine the area affected.

After such preliminary investigation, the department may substitute for quarantine order such regulations as may be deemed necessary, and may order owners of dogs to take such prophylactic measures as may be deemed necessary.

All peace officers and boards of health shall enforce any quarantine, and are empowered to kill animals running at large in quarantine areas.

S. B. 479. HANDY.

Amends § 737*q*, Pol. C., relating to salary of superior court judge of Lake County.

Increases salary from \$4,000 to \$5,000 per annum, and provides that \$1,500 thereof shall be paid by Lake County, the remainder by the state.

S. B. 480. HANDY.

Amends § 4257, Pol. C., Mendocino County government bill.

Substitutes for present provision that constable shall be reimbursed for expenses incurred in pursuit of criminals charged with felony, provision that he shall be reimbursed for expenses incurred in pursuit of persons charged with commission of any offense, and adds that constable shall be reimbursed for moneys expended in summoning juries by registered mail for criminal trials.

**S. B. 481. BOGGS.**

New act, relating to eradication of bovine tuberculosis.

Repeals the "bovine tuberculosis law" of 1927. §§ 1-6 which are substantially same as correspondingly numbered §§ of 1927 act, define terms used in act and establish rules as to sale and use of tuberculin, sale of milk for live stock or poultry feeding from animals not having passed a tuberculin test, and giving of tuberculin test to animals brought into state.

Act provides for branding and slaughtering of animals found to be affected with tuberculosis, and for payment by state for slaughtered animals. Provides for appraisement of slaughtered animals, the state to pay 75 per cent of appraised value, but in no case to pay more than \$100 for any grade animal, or \$200 for any purebred animal. Salvage obtained by owner of slaughtered animal, and any payment received from federal government to be deducted from payment by state. No payment to be made for any steer or grade bull, or any animal imported into state within six months prior to date of its testing.

Expenses of testing, branding and slaughtering made a lien upon cattle tested.

No cattle to be exhibited in any live stock fair, or to enter any tuberculosis control area, unless free from disease as evidenced by a tuberculin test.

**S. B. 482. DUVAL.**

Amends § 369a Pen. C., relating to operation of street cars and dummies without suitable brakes and fenders.

Provides that use of brakes or fenders prescribed by railroad commission will be a compliance with section, instead of present provision making use of brakes or fenders prescribed by a county or municipality compliance with section.

**S. B. 483. MERRIAM.**

New act, relating to admission to junior college courses of study prescribed by high school boards.

Provides that high school graduates and such other candidates for admission who are over 18 and are recommended for admission by the high school principal, may be admitted to such courses. To supersede § 3.351 of School Code bill, which requires that candidates other than high school graduates must be 21 years of age to be admitted.

**S. B. 484. YOUNG.**

Amends § 1359, Pol. C., relating to manner of voting by absent voters.

Amendment enlarges scope of subdivision (c) of said section by including therein persons engaged in the civil and congressional service of the United States.

**S. B. 485. YOUNG.**

Amends § 646, C. C., relating to regulation of and deposits required by foreign building and loan associations.

Provides that no foreign building and loan association shall do business in this state without first complying with all laws relating to building and loan associations, nor until such foreign building and loan association has secured from the building and loan commissioner a certificate of authority or license.

Substance of above matter formerly occupied a different position in section.

Such foreign association must constitute the commissioner its attorney upon whom service of process may be made.

The provision that such foreign associations must comply with the provisions of §§ 405, 408, C. C., which were repealed in 1917, has been eliminated.

**S. B. 486. CASSIDY.**

Adds § 648*b*, C. C., relating to establishment of branches by building and loan associations.

Requires written consent of building and loan commissioner to establishment of any branch. Branch cannot be opened unless permanent capital, or reserve fund, of association exceeds ratio of permanent capital to investment certificate liabilities, fixed by § 634*cc*, subdivision *f*, by \$25,000 for each branch opened.

Fee for license to open branch fixed at \$50, word "branch" defined, and penalties for violation of provisions of section established.

**S. B. 487. HERBERT C. JONES.**

New act, providing for establishment of convalescent tuberculosis departments and preventoria.

Authorizes any city, county, or group of counties to establish a tuberculosis preventoria for the treatment of persons who are susceptible to tuberculosis, and a convalescent department for care of persons convalescing from tuberculosis.

When such conform to regulations of state bureau of tuberculosis, state shall pay \$1 per day for support of each person who is cared for therein, is unable to pay for his support, has no relatives legally liable and able to pay therefor, and who has been a bona fide resident of the county one year.

Appropriates \$150,000, of which \$10,000 shall be used for administrative purposes.

**S. B. 488. MERRIAM.**

New act relating to uniform cost accounting for junior colleges.

Provides that state board of education shall have power to provide for a system of uniform cost accounting for all junior colleges. § 3,392 of act to be construed as though part of School Code.

**S. B. 489. MURPHY.**

Amends § 5, Act 6478, relating to train crews, and adds §§24 and 24 thereto.

§ 24 defines "industry engine," "human flagman," and "grade crossing." "Industry engine" is a switch engine.

§ 24 makes it unlawful to operate an industry engine over a grade crossing not attended by a flagman, unless such engine has a crew of not less than one engineer, one fireman, one foreman or yard conductor, and at least three yard brakemen.

Amendment to § 5, which provides penalties for violations of act, makes it duty of railroad commission to enforce provisions of act.

**S. B. 490. CASSIDY.**

New act, providing for the inspection by the department of agriculture of deciduous fruits and grapes shipped out of the state. Appropriates \$100,000.

Upon such inspection, the department shall issue a certificate of inspection to the shipper, and keep a record thereof.

Makes it unlawful to ship such fruits or grapes outside the state without having obtained such certificate, penalties, violation a misdemeanor, punishable by a fine of \$100 to \$1,000, imprisonment 30 days to one year.

**S. B. 491. RAY JONES.**

New act, supplements School Code Bill (S. B. 22).

Provides that the course of study for special day and evening classes shall be designed to fit the needs of adult pupils.

**S. B. 492. RAY JONES.**

Appropriation of \$85,000 to build a causeway across the Tisdale by-pass in Sutter County. Empowers Department of Public Works to take such steps as necessary to locate and build said causeway.

**S. B. 493. RAY JONES.**

Amends § 361e, and adds § 361h, Pol. C., relating to the division of land settlement thereof.



§ 361e. Land settlement board to act in advisory capacity only. Director of public works substituted on said board for state engineer; director of finance made chairman instead of director of agriculture.

§ 361h. Authorizes director of agriculture, with consent of board, to revise existing contracts of purchase executed under land settlement act; settle litigation between the settlers, and take such other action as may be advisable, to carry out the purposes of the land settlement act.

Director may also dispose of all property acquired by the land settlement board or department of agriculture pursuant to the land settlement act.

Director of agriculture to prepare and present to the board, a plan for readjustment of land settlement affairs on a basis which will provide for complete withdrawal of state from administration of land settlement projects.

#### S. B. 494. WAGY.

New act, establishing state highway along the present county highway between Bakersfield and Mojave, in Kern County.

Empowers Department of Public Works to make surveys, change route in its discretion, and construct and maintain said road.

#### S. B. 495. RAY JONES.

New act appropriating \$30,000 to be used in the construction and maintenance of works for restraining, impounding and control of debris resulting from mining operations, natural erosion and other causes.

The work shall be executed under the direction of the California debris commission, and the moneys hereby appropriated shall become available at the time and in the event any sum is appropriated by the government of the United States for the same work.

#### S. B. 496. TUBBS.

Amends § 2552, Pol. C., re salaries of the president of the board of harbor commissioners and employees.

Increases salary of president of board from \$416.66 per month to \$5,000 per annum. Changes statutory character of the salaries of the secretary, attorney, the wharfingers and collectors, and makes these positions and salaries therefor subject to determination by the board.

#### S. B. 497. CARTER.

Amends §§ 12 and 16, Act 5886, re practice of pharmacy.

§ 12 now declares it a misdemeanor for any person not registered to sell drugs at retail, except in pharmacy under direct supervision of registered pharmacist. Bill adds in this connection, "unless the same is expressly permitted by the terms of this act."

This section now declares that the act shall not apply to registered, trademarked or copywrited proprietary medicines registered in the U. S. Patent Office. Bill makes the act applicable to such proprietary medicines if they are "preparations or compounds of the U. S. Pharmacopœia, U. S. Dispensatory or National Formulary, or other standard formulary."

§ 16. Eliminates "essence of Jamaica ginger" from list of drugs which may be sold by grocers and dealers generally without restriction.

This section now permits sale by grocers and dealers, of arsenical poisons used for orchard spraying when sold in original and unbroken packages. Bill allows such sale also of "compounds or preparations" thereof intended to be used or adaptable for use in orchard spraying or "in the extermination or control of squirrels, gophers, snails, slugs, cutworms, earwigs, sow bugs or grasshoppers; the same to be registered and sold in conformity with the Economic Poison Act of 1921 and regulations of State Department of Agriculture.

#### S. B. 498. CARTER.

Amends § 5a, Act 5994, re sale of poisons.

The law prohibits the sale of poisons listed in Schedule A, § 5a, except under certain restrictions, including use of certain labels and the recording of sales.

The bill excludes from Schedule A certain arsenic poisons used in orchard spraying or in the extermination of certain rodents and insect pests, when prepared and sold in original and unbroken packages and labeled and sold in conformity with the "California economic poison Act of 1921."

#### S. B. 499. CARTER.

Act adds new §§ 447a to 451a and repeals §§ 447 to 455 of Pen. C., re crime of arson.

§ 447a. Any person who wilfully and maliciously sets fire to or burns or causes to be burned, or who aids counsels or procures burning of any dwelling house, kitchen, shop, barn, stable or other out-house is guilty of arson, punishable by imprisonment 2 to 20 years.

§ 448a. Any person who wilfully and maliciously sets fire to or burns or causes to be burned, etc., any barn, stable, garage or other building, whether the property of himself or of another, and not a part of a dwelling house, etc., as mentioned in § 447a, shall be sentenced to penitentiary one to ten years.

§ 449a. Any one who burns, etc., any barrack, cock, crib, rick or stack of hay, corn, wheat, oats, barley or other grain or vegetable product of any kind, or any field of standing hay or grain of any kind, or any pile of coal, wood or other fuel; or any pile of planks, boards, posts, rails or other lumber; or any street car, railway car, ship, boat

or other watercraft, automobile or other motor vehicle; or any other personal property not herein specifically named and worth more than \$25.00, shall be imprisoned one to three years.

§ 450a. Any person who wilfully and with intent to injure or defraud the insurer sets fire to or burns, etc., any goods, wares, merchandise or other chattels or personal property of any kind, whether the property of himself or of another, which is at the time insured by an insurance company against loss or damage by fire, shall be sentenced one to five years.

§ 451a. Any one who attempts to do any of the acts heretofore set forth or who counsels or procures the burning of any of the buildings or property mentioned in the foregoing sections, or who commits any act preliminary thereto or in aid thereof shall be sentenced one to two years or fined not over \$1,000. The placing or distributing of any inflammable, explosive or combustible material or any device in any building or property mentioned in the foregoing sections with intent to eventually burn same constitutes attempt to burn.

§ 6 of the bill repeals the sections covering arson in the present law.

#### S. B. 500. CARTER.

New act providing for the adoption of a trademark or label for articles manufactured and commodities produced in the state.

The trademark adopted consists of the great seal of the state with the words "From California" inscribed or printed in the outside circle thereof, and, if so desired, the name and address of the manufacturer or producer set forth within the inner circle thereof, and the words "Official trademark of the State of California."

Persons desiring to use said trademark shall file with the secretary of state a declaration of intention, and must agree therein not to place said trademark upon articles which are not produced in the state. A fee of \$5 shall be charged for each declaration so filed.

A misdemeanor to use said trademark without having filed such declaration, or to use same upon articles not produced in the state.

#### S. B. 501. CLEVELAND.

New act. No boulevard, lighting, mosquito abatement, irrigation, road improvement or any other improvement district which contemplates issuance of bonds or levy of assessment on property in proposed district shall be formed until approved by majority of owners of real property in proposed district. Provides for calling of special election in proposed district to determine question.

#### S. B. 502. CLEVELAND.

New act. Provides for payment of pensions of not to exceed \$25 per month to veterans of war with the Philippines who served as members of first California Regiment, U. S. Volunteers or as member Batteries A and D, First California heavy artillery, United States Volunteers.

Creates pension fund into which shall be paid from state inheritance tax \$300,000 for each year for 25 years.

S. B. 503. WEST.

Amends § 767, Pol. C.

Increases salary of reporter of supreme court and district courts of appeal from \$5,000 per year to \$6,000. Increase salary of one assistant reporter of such courts from \$3,600 per year to \$5,000. Increase salary to assistant reporters from \$3,000 per year to \$4,500.

S. B. 504. WEST.

Amends §§ 1, 2, 4, 5, 7, 9, 15 and 19 of Act 5216, street lighting act of 1919.

§ 1. Adds provision allowing city council of any municipality to order one or more street lighting systems and necessary works and appliances for such systems. Allows municipality to operate as well as maintain such systems. Allows street lighting service to be provided through equipment owned by private corporation as well as that owned by the city.

§ 2. Adds provision that city council in resolution of intention to supply street lighting must provide that operation and maintenance thereof shall be for a definite period stated in resolution but not exceeding five years. Beginning date of construction is to be date contract is signed.

§ 4. Provision is added providing that assessment district for and to provide street lighting service need not be described in any notice or resolution other than resolution of intention. Description, except in resolution of intention, must be incorporated by reference.

§ 5. Provides that assessment shall be upon all taxable real property in district instead of upon respective subdivisions of land therein. Real property to be assessed includes operative as well as nonoperative property of public utilities.

Provides that deficits are to be met by appropriation from general fund of city or through supplemental assessment. Protests may only be made against such supplement assessment.

Allows exclusion of land belonging to United States, state or political subdivision thereof, school boards, educational, penal or reform institution or institution for feeble-minded or insane if such land is in use in performance of public functions. In case of such exclusion remaining property in district must bear the whole expense. Should such land not be excluded a city is liable for such assessments as may be levied on such lands. Assessments shall be paid out of city funds, unless owner of such land pays such assessment.



§ 7. Adds provision that any municipality, employee or officer may be designated to perform duties of tax collector imposed upon tax collector by provisions of act.

§ 9. Provision added that where owner of property is unknown such fact must be shown in notice of sale of property for delinquent assessments.

§ 15. Provides that if no bids have been received for work, city council may within twenty days after opening of bids order that the city do such work itself; present limit is ten days.

§ 19. Omits definition of "tax collector."

S. B. 505. WEST.

Amends § 8, Act 2831*a*, relating to deposit in banks of money belonging to political subdivisions of state.

Omits provision providing that political subdivisions shall be responsible for custody and safekeeping of securities deposited under provisions of act.

S. B. 506. WEST.

New act. Appropriates \$1,000,000 or as much thereof as may be necessary for erection and equipping of a public building upon land owned by the city of Oakland. Building is to be used as an armory, office building and exposition building. It is to be under the management and control of adjutant-general, director of public works.

S. B. 507. EDWARDS.

Amends § 89, California Vehicle, Act 5128.

Requires thickness of solid tires to be in proportion to width. Allows for violation of width and thickness. Diameters of single tires, of dual tires must not differ more than  $\frac{1}{8}$  inch. After Jan. 1, 1933, it will be unlawful to operate motor vehicle equipped with solid tires not conforming to provisions of section. Exempts improvements of husbandry, special mobile equipment, road machinery and vehicles operated under special permit.

S. B. 508. CHRISTIAN.

Amends § 8 of street improvement act of 1903, Act. 8198.

Amends to provide that in event trial by jury or court is not demanded by plaintiffs in actions for condemnation under act the trial thereof shall be deemed waived and court must appoint referees to ascertain compensation.

S. B. 509. NELSON.

New act, re taxation.

**SUBJECTS—Rate:** Enabling act to carry out the tax provided for in § 16 of Article thirteen providing for a net income tax on banks and corporations. Provides that banks and corporations shall pay a tax of 4 per cent on their net income for taxable year. Corporations to have an offset up to 90 per cent of their tax for personal property taxes paid to political subdivisions of the state. Minimum tax to be paid by corporations \$25.00.

**INCOME:** Gross income defined as all gains, profits and income derived from business. Net income equals gross income after deductions have been made: for expenses of business; interest accrued on indebtedness; taxes paid to federal government; losses sustained in business not compensated for by insurance or otherwise; worthless debts charged off; exhaustion, wear and tear and obsolescence of property as determined in §§ 113 and 114, United States "Revenue Act of 1928"; dividends of a corporation received from a corporation or bank taxable under the provision of the act; returns paid on withdrawable certificates of building and loan associations; interest paid by mutual savings banks to depositors; and, entire income of cooperative marketing or purchasing associations. No deduction allowed for amount expended for new buildings; amount expended for restoring property for which a deduction has already been allowed; or, premiums paid on life insurance policy covering the life of any employee.

Income of corporation doing business both within and without state to be allocated in proportion that California business bears to total business.

**REPORTS:** Taxable year defined as accounting year of corporation; if no accounting year, then, calendar year.

Banks and corporations required to report to commissioner seventy days after close of taxable year.

Commissioner allowed to prescribe rules and regulations for consolidated returns of corporations having intercorporate holdings.

Reports to be verified by executive officer of bank or corporation returning the report.

Failure to file report subjects corporation or bank to arbitrary assessment.

Inventories may be required of taxpayers by commissioner.

Misdemeanor for failure to file report, subjecting taxpayer to fine of \$300 to \$5,000.

False report subjects person making return to fine of \$300 to \$5,000 or imprisonment not exceeding one year, or both fine and imprisonment.

Basis for determining gain or loss by sale of property is cost on January 1, 1928, diminished by amount of deductions for exhaustion, wear and tear, obsolescence.

**ADMINISTRATION.** Franchise tax commissioner to be appointed by director of department of finance, state controller and chairman of state board of equalization. Commissioner to administer act and to prescribe all necessary rules and regulations.

Commissioner to compute tax, mail notice amount thereof to taxpayers.

**PAYMENT.** One-half of tax to be paid thirty days after notice sent; penalty for delinquent payment 15 per cent, if not paid within six months additional penalty of 5 per cent added; second half of tax to be paid within six months or 5 per cent penalty attaches. Taxes to be paid to controller.

Taxpayers, within thirty days after levy, may file written protest of amount of tax with commissioner; if dissatisfied with ruling of commissioner taxpayer, ten days after notice of ruling is mailed by commissioner, may appeal to state board of equalization. Action by board final unless set aside by court of competent jurisdiction.

Credits on taxes of subsequent years allowed for taxes illegally levied or collected.

Taxes to be a lien on all property of taxpayer on first Monday of March. Tax has effect of judgment and lien has effect of execution. Taxpayer allowed to bring action on claim that tax is void.

Controller may bring action to collect delinquent taxes. Attorney general to prosecute action for state.

Corporate powers and privileges of domestic corporations suspended if tax is not paid within one year. Penalty of \$250 to \$1,000 or imprisonment in county jail from fifty to five hundred days or both fine and imprisonment inflicted on persons attempting to exercise corporate powers after corporation suspended. Contracts made in violation of section declared voidable.

Suspended corporations may be revived by paying amount of accrued taxes and penalties.

Provisions of § 3669b relating to reassessment incorporated by reference.

Divulging information concerning taxpayers by persons administering tax made a misdemeanor: penalty, fine up to \$500 or imprisonment for six months, or both.

Term personal property as used in act includes movable machinery not essential for support of building. Does not include boilers, elevators, plumbing nor any equipment consisting of structures or erections to the operation of which machinery is not essential.

Taxes to be paid by controller to state treasurer to credit of general fund.

S. B. 510. NELSON.

Amends § 3627a relating to taxation of securities.

Securities of class mentioned in subdivision four of § 16 of article twelve of constitution to be taxed at 2 10s of 1 per cent (2 mills). Tax to be in lieu of all other taxes on property assessed.

Proceeds of tax to be distributed equally between county, municipality and school districts in which property is situated.

Failure to make a return of property for taxation subjects the owner to penalty four times amount of tax.

S. B. 511. NELSON.

Amends § 44, Act 5128, "California Vehicle Act."

Time of registration of vehicles changed from between first day in January and the thirty-first day in January to first Monday in March to fifteenth of April.

Provides that no registration certificate shall be issued any vehicle owner unless a certificate is presented from county assessor of the owner's residence, stating that vehicle has been assessed for current tax year. In case of vehicles purchased after first Monday in March, no certificate showing that an assessment has been made is required.

S. B. 512. ROCHESTER.

New act providing that any person furnishing or selling cement to be used in the construction of public roads or highways, shall pay a license or sales tax of \$----- to the state controller.

S. B. 513. ROCHESTER.

Adds § 3066 to Civil Code, re liens of nurses, physicians and hospitals.

Provides that any physician, nurse or hospital furnishing services, medicines, food or care and treatment of any person for injuries in accidents, shall be entitled to a lien upon any judgment received by such person for his injuries or any claim, settlement or compromise which such injured person makes, shall be subject to the lien for services, materials, etc.

Physician, nurse or hospital must give written notice to person with whom the settlement or compromise is made or must file a verified notice in the superior court where action is pending.

S. B. 514. ROCHESTER and PEDROTTI.

Adds § 4a, Act 3784, relating to enforcement of the Volstead Act.

Prohibits any officer of the State of California to search any occupied private dwelling without a warrant.



Prohibits any malicious search of a building or property without a warrant.

Violations constitute a misdemeanor, subjecting the official to a fine of not more than \$1,000 or imprisonment of one year, or both such fine and imprisonment.

**S. B. 515. ROCHESTER and PEDROTTI.**

Adds § 654*d*, Pen. C., relating to search in enforcement of prohibition acts.

Provides any officer maliciously and without reasonable cause searching any building or property, or who searches any occupied private dwelling without a warrant, shall be guilty of a misdemeanor. Penalty for violation, fine of not more than \$1,000 or imprisonment for one year or both.

**S. B. 516. ROCHESTER.**

Amends §§ 1, 3, 4, 5, 10, 12, 13, 22, 23, 24 and 36 of the direct primary law, Act 2256.

1. Changes the time of holding August primary election to third Tuesday in September.

2. Limits the right of candidates to affiliate with more than one political party, by providing in § 5, sub.(0) that no person shall be a candidate of, or candidate for nomination by, a political party other than that with which such candidate was affiliated thirty-five days before the primary election.

3. Alters the manner of selecting members of county central committees, by removing such candidates from the ballot, and providing in § 24, sub. (5) that the members of Assembly nominated at each primary election, with the concurrence of the members of Senate in whose senatorial district assembly district lies, shall appoint, for their respective assembly districts, members of the county central committee.

**S. B. 517. ROCHESTER.**

New act providing for enforcement of Volstead Act. Alcoholic beverages defined and sale except as provided in act prohibited. Act is to take effect after the eighteenth amendment goes into effect. Denatured alcohol, denatured rum and medicinal preparations are excluded from sales prohibition, but preparation and distribution thereof is subject to regulation that a permit issued by the district attorney must be held by any person engaged in traffic. Physicians entitled to issue prescriptions to patients to purchase alcoholic beverages. Act states that physicians must have permit. Act requires physicians to keep record of prescriptions issued. Prescription books are to be issued by district attorney.

Common carriers required to keep record of liquor shipments and are forbidden to deliver liquor except to persons possessing verified copy of permit to purchase.

Gives any person injured in person, property, means of support or otherwise by intoxicated person or by reason of the intoxication of any person, right of action for injuries sustained against the person who unlawfully sold the liquor to the intoxicated person committing the injuries. In such action exemplary damages allowed.

Prescribes that any place of liquor sale is a common nuisance and provides an action to enjoin nuisance. Provides that any person may be enjoined from violating the provisions of act; violation of any injunction subjects violator to summary punishment. Provides that district attorney or any officer of law shall seize any vehicle used for transportation of liquor in violation of act.

Provides violation of the act relating to sale shall be punished by fine of not more than \$1,000 or imprisonment not exceeding six months for first violations, and for subsequent violations a fine of not less than \$200 and not more than \$2,000 and imprisonment not less than one month nor more than five years. Provides other violations of the act subject the violator to a fine of not more than \$500 for first offense; for second offense, a fine of not less than \$100 nor more than \$1,000, or imprisonment of not more than ninety days; for subsequent offenses, fine of not less than \$500 or imprisonment not less than three months nor more than five years.

Provides that no person shall be excused from testifying in any action under act on the grounds that it will tend to incriminate him or subject him to a forfeiture. Provides that the possession of liquor by any person not legally permitted under the terms of the act to possess liquor, shall be prima facie evidence that the liquor is kept for sale.

#### S. B. 518. ROCHESTER.

Amends § 1197, Pol. C., relating to form of ballots used at elections. Substitutes for "office column" of candidates on ballots, "party ticket" ballots.

Voters allowed to vote "straight ticket" by placing X in circle. The bill amends this section to conform to the ballots used prior to 1911 amendment to the section.

#### S. B. 519. ROCHESTER.

Repeals § 1188, Pol. C., relating to method of nomination of "independent" candidates for public office, subsequent to the holding of primary election.

#### S. B. 520. ROCHESTER.

Adds § 728, Pol. C. Provides that Judicial Council shall not assign any justice of peace to any municipal court.

S. B. 521. BOGGS.

Amends §§ 2319*a*, 2319*b*, 2319*c*, Pol. C., all relating to the duties of the state commissioner of horticulture.

§ 2319*a* substitutes "agricultural" for "plant," and "horticulture" in phrases conferring jurisdiction on the state commissioner of horticulture. Provides that deputies of commissioner shall have power to enforce the provision of the chapter relating to quarantine.

§ 2319*b* eliminates itemization of horticultural products such as shrubs, trees, etc., and substitutes the phrase, "the agricultural industry of this state," in the provisions relating to the establishment, by the horticultural commissioner, of a quarantine against contagion. Provides that deputies of commissioner shall have the same power of quarantine inspection as the commissioner.

§ 2319*c* recasts the section and limits the establishment of quarantine to "injuriously" insects and "noxious" weeds.

S. B. 522. WEST.

New act. Provides daylight saving time; on April 1 of each year at 2 a.m., standard time is to be advanced one hour and at 2 a.m. on November 1st of each year, standard time is to be set back one hour.

S. B. 523. CROWLEY.

Amends § 13, Act 4807, State Medical Practice Act.

Provides applicants for licenses from other states must furnish reasonable evidence of requirements of college and of board which issued certificate used as the basis for application to practice within this state.

S. B. 524. MURPHY, CROWLEY, CANEPA, GRAY, TUBBS, MALONEY and FELLOM.

New act, relative to reclamation district in San Francisco.

Provides for creation of a reclamation district to dredge South Basin, South Basin canal and shoals lying off the mouth of South Basin and South Basin canal, and to reclaim salt marsh and tidelands lying within boundaries of district. Boundaries of district are particularly set forth in act and are restricted within confines of city and county of San Francisco. Dissolution of all existing reclamation districts within the boundaries of district is provided. District is to be managed by three trustees appointed by Mayor of San Francisco with approval by board of supervisors. The interest of state in all lands within boundaries of district is donated to city and county of San Francisco. Board of trustees are subject to all provisions of Pol. C., relating to reclamation districts.

S. B. 525. HANDY.

Amends § 41, California Vehicle Act, Act 5128.

Provides for issuance of metal seal to owners of motor vehicles containing serial number assigned owner. Seal is to be fastened and sealed to vehicle in driver's compartment. In case of motorcycles and trailers seal must be locked to some permanent part. Provides for issuance of new metal seal upon transfer of ownership of motor vehicle.

S. B. 526. SLATER.

Adds § 2087, Pol. C., re national guard.

Allows adjutant general to exhibit equipment and property of national guard and give demonstrations thereof at such times and places as he may decide. All expenses of same to be paid from state funds.

S. B. 527. BOGGS.

Amends § 2322a, Pol. C., re county horticultural commissioner.

Gives him power to inspect "parts of plants, plant products or seeds," and agricultural articles or commodities. Gives him authority to enter airports, vehicles, railroad cars, boats and airplanes for purposes of inspection.

Where any plants, nursery stock, or anything or any substance are found to be infected, he may hold same and notify owner in writing. Unlawful to move same except with permission of commissioner. When satisfied that infection has been eradicated, he is to release same and issue a shipping permit.

Commissioner given power to license anyone desiring to engage in business of eradicating plant diseases, insects or noxious weeds and to revoke license when necessary. To operate without license is made a misdemeanor.

S. B. 528. MERRIAM.

Amends § 857, C. C., re purposes of express trust.

In addition to allowing express trusts to be created to mortgage or lease real property for benefit of beneficiaries, or for purpose of satisfying charge thereon, such trusts may be created to hold, manage, develop, improve, let or otherwise administer real property for such purposes or in accordance with instrument creating the trust.

S. B. 529. SLATER.

Adds § 1929, Pol. C., re national guard.

Provides that the composition, organization duties, control, and government of all departments and branches of national guard now or hereafter organized, shall conform to the provisions of the national defense act as amended.

S. B. 530. GARRISON.

Amends § 628b, Pen. C., re protection of fish.



Amended to change open season on black bass, Sacramento perch, crappie, calico bass or any variety of sun fish from between December 1 and April 30 of following year, to between January 2 and May 29.

Omits provision allowing taking of black bass in district 4 at any time of year.

Omits provision allowing taking of such fish in district 2 at any time in any lake over 75 miles in area and fixing limit of 10. per day.

S. B. 531. GARRISON (by request).

Amends § 632; repeals § 633, Pen. C., re fish and game.

Changes open season on trout and white fish except golden trout in all districts except districts 14 and 16 from between May 1 and October 29 to between May 29 and September 30. Omits provision allowing unlimited catch of Dolly Varden trout or white fish.

Omits provision fixing open season on trout and white fish except golden trout in districts 4½, 23, 24 and 25 at between May 30 and October 31.

Omits provision fixing open season in district 2½ for trout and white fish between May 30 and February 14 of year following. Omits provision extending season on steel head trout from November 1 to February 28 of following year in Russian and Napa Rivers district 2 and in tide water in districts 2, 3 and 15.

Omits provision providing additional open season on steel head trout in district 1½.

In Klamath River fish and game district changes additional open season on steel head trout from between November 1 and December 31 to between October 1 and January 1 of following year. Provides additional open season on salmon in this district between same dates. Fixes limit at 3 fish per day irrespective of size instead of 5. Allows catch of 3 trout or 3 salmon or 2 trout and 1 salmon or 2 salmon and 1 trout.

Omits provision fixing additional open season on all trout in lake exceeding 25 square miles in area in district 25 between May 1 and May 29.

Omits provision fixing additional open season on trout and white fish in any stream in district 23 flowing into Nevada at from between May 15 and May 29.

Adds provision fixing additional open season on steel head trout and salmon at from between October 1 and January 1 in tide water and upstream from tide water to such point as fish and game commission may designate in all districts except Klamath River district. Fixes limit at 2 fish per day. Changes closed season on trout and white fish

in districts 23 and 24 from between November 1 and January 31 of following year to between October 1 and July 31 of following year.

Changes closed season on taking of trout or white fish in any lake within 300 feet of mouth of any stream flowing into such lake from between November 1 and July 31 of following year to between October 1 and July 31 of following year.

Omits provision requiring rod and line use to take trout or white fish to be held in the hand. Adds provision making it unlawful for one person to use more than one rod and line. Omits provision allowing unlimited catch of Dolly Varden trout when taken in other season for open trout in same district.

Omits provision that nothing in the section shall prohibit possession and sale of Dolly Varden or steel head trout from without the state nor sale of such trout within state if they have been inspected and tagged under regulations prescribed by fish and game commission.

Repeals § 633, Pen. C., fixing closed season on golden trout and providing penalty for violation thereof.

**S. B. 532. BAKER.**

Adds § 969b., Pen. C., re statements in indictments and informations regarding concealed weapons.

Provides that whenever defendant is armed with a deadly weapon at time of commission of offense or concealed weapon at time of arrest, information or indictment must so charge.

**S. B. 533. BAKER.**

Bill supplementing School Code bill (S. B. 22.) § 3.460 of the act will supersede § 3.460 of S. B. 22, derived from sentence 1 of Pol. C. 1750c.

Allows high schools to maintain programs of guidance, placement and follow up in addition to special day and evening classes.

**S. B. 534. BAKER.**

New act supplementing School Code bill (S. B. 22).

Provides that all persons over 18 and under 21 years of age who have not a sixth grade knowledge of the English language, who live within three miles of an evening class maintained by a high school for such instruction who intend to remain in district for at least two months, and who are not in attendance at a day, public or private school or are not incapacitated must attend such class for at least four sixty-minute hours per week.

**S. B. 535. BAKER.**

Amends §§ 1, 2, 3 and 4, Act 6428, relating to extension of public works during periods of unemployment, etc.

§ 1. Purpose of act extended to furnish regular and continued employment during slack seasons in industrial and agricultural pursuits and to prevent conditions of extraordinary unemployment.

Sections have been reworded to vest administration and enforcement of provisions of act in departments of finance, public works and industrial relations, instead of the board of control, the bureau of labor statistics, the immigration and housing commission and the industrial welfare commission.

S. B. 536. BAKER.

Adds § 43a, Act 6386, Public Utilities Act.

Provides that overhead clearance on railroads and street railroads with reference to overhead structures shall be at least 16 feet from top of rails.

S. B. 537—BREED.

Act amends §§ 6, 7, 10, 12, 13, 14, 17, 18, 20, 22, 24, and 26, Act 6393, providing for the organization, incorporation and government of municipal utility districts and the issuance of bonds and levy of taxes thereby.

§ 6. Amended to provide that directors elected shall hold office until the first Monday after the first day of January, next following general election instead of "until the next general election," as now provided.

§ 7, providing for nomination and election of directors of districts, is revised to provide method for publication or posting of notices of election, consolidation of elections and canvass of vote by supervisors. Nomination papers are to be signed by one per cent of vote cast at last general election and to be filed not more than sixty-five days nor less than forty days prior to date of election. Oath of office is to be taken within thirty days after election. Three directors receiving highest number of votes are to hold office for four years and the other two for two years, their successors to hold office for four years.

§ 10. Amended to provide that if vacancy on board is not filled by board of directors within thirty days the governor shall appoint successor for unexpired term.

§ 12. Amended to grant directors right to lease or dispose of real or personal property or to mortgage property when in their judgment it is for best interests of district.

Also provides that no further vote of electors is necessary to authorize board to incur any indebtedness "within the purposes and not exceeding the available amount of any previously authorized bond issue."

§ 13. relating to powers of general manager is amended by deleting subdivision empowering general manager to act as purchasing agent for all departments of district, and by deleting requirement that general manager's annual financial statement be verified and published in January and by adding requirement for publication of a report by manager within sixty days after end of fiscal year.

§ 14. Amended to permit board of directors to provide revolving fund for the accountant in amount not to exceed \$10,000. Fund to be used to make urgent payments in connection with business of district.

§ 17. Amended by omitting provision that expert, employed annually by board of directors shall report on management of utilities of district and on acts of boards of directors relating to ownership, management and operation of each public utility of district.

§ 18. Amended to provide that rates and charges for commodities shall be fixed by board of directors so that district shall be self-supporting, if possible, but board is expressly not required to charge unreasonably high rates nor rates high enough to cover large expenditures for future needs.

§ 20 provides that directors may provide for levy and collection of taxes, etc., by ordinance. The requirement that this be done by "ordinance" is deleted.

§ 22. Amended to provide that notice calling for bids for supplies and materials be published at least once ten days before bids are received, instead of present ambiguous wording which probably requires publication for ten days.

§ 24 now provides that "no director nor any other officer of district" shall be financially interested in any contract of the district. Bill amends section to provide that the "general manager nor any director of district" shall be so interested, and permits general manager or director to be financially interested in a company to which a contract is awarded if such interest does not exceed one per cent of capital stock of the company.

§ 26 which now requires board of directors to make provision "by ordinance" for all administrative affairs of the district is amended by deleting words "by ordinance."

S. B. 538. BREED, CHRISTIAN, HURLEY, WEST, CANEPA, CROWLEY, FELLOW, GRAY, MALONEY, MURPHY and TUBBS.

New act, authorizing department of public works to construct, as a part of state highway system, a highway across San Francisco Bay from San Francisco to Alameda County; and empowering department to issue "revenue bonds" to be retired by tolls collected for use of said highway, or by city, county, or city and county aid.



**S. B. 539. BREED.**

Repeals chapter 782, Stats. 1921, which chapter created "Bay Farm island reclamation district," situate within cities of Alameda and Oakland. Bill declares "such repeal shall dissolve any reclamation district already created."

**S. B. 540. BREED.**

Amends § 3, Act 2965, relating to one cent tax on distributors motor vehicle fuel.

Present provision provides that all provisions, penalties and requirements "now contained in said 'original act'" not inconsistent with terms of act are adopted and made a part of act notwithstanding any "repeal or amendment" of original act. Bill provides that all provisions of said original act, "or any amendment thereto," are adopted and made a part of act, "notwithstanding any repeal of said 'original act.'"

**S. B. 541. BREED.**

Amends § 9, Act 2964, relative to two cent motor vehicle fuel tax on motor vehicle fuel distributors.

Section amended to provide arbitrary tax assessed by state board of equalization against distributors failing to file a return shall be subject to the ten per cent delinquency penalty for non-payment provided for in § 4 of act. Penalty for delinquent payment is not to be charged against penalty for failure to file return.

**S. B. 542. MURPHY.**

Amends §§ 1 and 4, Act 2256, "Direct Primary Law."

§ 1, subdivision 9, relating to qualifications of political parties for participation in primary elections amended as follows:

(a) Changes elections determining percentage of voters voting for a candidate for a party affiliation from last November election to last November election "at which a governor was elected."

(b) If Secretary of State seventy-five days before primary election discerns from examination of statements of registered electors that one per cent of voters at last preceding November election at which a governor was elected have declared their intention to affiliate with a political party, is added as an alternative method of qualification.

(c) (formerly subd. (b).) Petition declaring that signers represent designated political party, to be signed by one per cent of voters at last preceding November election "at which a governor was elected," instead of three per cent of voters at "last preceding November election."

Petition to be verified by county clerk and to bear caption in 18 point black face type reading "Petition to participate in the primary election."

§ 4. On the twenty-fifth day before the first Tuesday in May in those years in which a President of the United States is elected, and on the eightieth day before the last Tuesday in August, county clerk of each county to transmit to Secretary of State statement showing total number of electors registered in county together with number registered under each of the several political affiliations. Present law requires the statement to be transmitted "on the twenty-fifth day before the first Tuesday in May."

S. B. 543. INMAN.

New act. Provides for the creation of the Delta water storage district. It includes lands in Sacramento, San Joaquin and Contra Costa counties, at the junction of the San Joaquin and Sacramento rivers. The State Engineer is charged with the duty of all of the preorganization work of the district. The act provides for the election of eleven directors, one each from each of the divisions in the district. The method of balloting is unique in that each voter is allowed one vote for each one hundred dollars of assessed valuation of land that he holds. After the district is organized a report is to be filed by the board of directors with the State Engineer as to the necessities of the district, the main one of which is to prevent the inflow of salt water from Suisun Bay into natural water channels. The adoption of this report is voted on by the electors in the district and if the proposals in the report carry by two-thirds vote the financing of the various projects is done by assessment or the voting of bonds. All expenses of the district are paid by the district. The offices of the district shall be in Sacramento County.

S. B. 544. INMAN.

Adds § 260, C. C. P., relating to salaries of court commissioners.

Provides that each "court commissioner" shall receive a salary of "\$\_\_\_\_\_per annum," payable out of treasury of county or city and county for which appointed.

S. B. 545. INMAN.

Amends §§ 12 and 16, Act 5886, re practice of pharmacy.

§ 12 now declares it a misdemeanor for any person not registered to sell drugs at retail, except in pharmacy under direct supervision of registered pharmacist. Bill adds in this connection, "unless the same is expressly permitted by the terms of this act."

This section now declares that the act shall not apply to registered, trademarked or copyrighted proprietary medicines registered in the U. S. Patent Office. Bill makes the act applicable to such proprietary medicines if they are "preparations or compounds of the U. S. Pharma-

copoeia, U. S. Dispensatory or National Formulary, or other standard formulary.”

§ 16. Eliminates “essence of Jamaica ginger” from list of drugs

which may be sold by grocers and dealers generally without restriction.

Authorizes such sale without restriction, of any economic poison as the same is defined in the Economic Poison Act of 1921, when prepared and sold in the original and unbroken packages and labeled as now required; it substitutes such designation in lieu of the present specific designation of ant, squirrel and gopher poisons and arsenical poisons used for orchard spraying.

S. B. 546. INMAN.

Amends § 5a, Act 5994, regulating sale of poisons.

Law prohibits sale or furnishing of certain poisons (listed in schedules A and B, § 5a) except under certain restrictions as to use of labels and recordation of sales.

This bill excludes from schedule A economic poisons as term is or “may be hereafter” defined in “the California economic poison act of 1921” (Act 5995, § 7) sold in original unbroken packages in accordance with said act and rules and regulations of department of agriculture prescribed thereunder.

S. B. 547. INMAN.

Amends § 3480a, Pol. C., re refunding of reclamation district bonds.

Omits provision allowing purchaser of refunding bonds to use in payment therefor, at par with accrued interest, bonds payable out of proceeds of such sale.

Permits boards of trustees, in lieu of selling bonds, to exchange same, by agreement, with holder of outstanding bonds issued pursuant to section, having equal par value and interest rate, and requires bonds received in exchanged to be canceled by county treasurer.

Declares refunding bonds “heretofore or hereafter issued” under section to be step in liquidating original bond issue payable out of proceeds thereof. Declares districts heretofore issuing bonds and thereafter consolidating with other districts to be still in existence for liquidation purposes and allows such districts to make calls on original assessments and to issue refunding bonds for such purposes. Validates any refunding bonds heretofore authorized or issued by such districts pursuant to section and makes assessments for original bond issue security therefor.

S. B. 548. INMAN.

New act, providing for impounding waters of American River for flood control, domestic use, irrigation and other public uses.

Authorizes department of finance to acquire for state, land necessary for construction, operation and maintenance of dam on American River on site to be selected by state engineer upon or adjoining property of Folsom prison, and to lease such lands to any person or political subdivision for carrying out purposes mentioned.

Water to be impounded for purposes of flood control, irrigation, reclamation, power development or other public use.

Empowers department of finance when title acquired, to execute lease thereof not exceeding 50 years and provides lease shall contain certain provisions, mainly, that lessee shall acquire other lands necessary to carry out purposes of act; that plans and specifications shall be approved by authorized state officials; that lessee shall undertake to operate the works efficiently and economically; that the operation, rate for sale of electricity, water, etc., shall be subject to control of railroad commission; and condition that such property may be acquired and operated by state or other political subdivision at a compensation to be specified in lease.

Defines "political subdivision" as used in act.

Requires lease to be executed on or before December 31, 1930.

#### S. B. 549. INMAN.

Adds § 402b, Pen. C., relating to use of unsanitary packing material.

Makes person guilty of misdemeanor who knowingly packs goods for delivery to another with "filthy, contaminated or unsanitary packing material," or packing material exposed to contagious or infectious disease, contaminated with vermin or made from "filthy or used paper," unless such material has been cleaned and disinfected to satisfaction of department of agriculture. Requires persons having material cleaned to pay cost "of inspection."

#### S. B. 550. INMAN.

Amends §§ 3, 6, 6a, 9, 11, 12 and 15, Act 2048, regulating practice of dentistry.

§ 3. Requires board of dental examiners to meet in San Francisco and in Los Angeles once each year within 30 days after "commencement of the dental schools" and at other times and places designated by board, for purpose of examination of applicants.

Present act allows board to choose time and place of holding meetings.

§ 6. Makes examination fee \$50 for persons graduating from dental schools outside California. Words "after August 1, 1928" stricken from section.



§ 6a. Examination fee for dental hygienists fixed at \$25 instead of \$15.

§ 9. Fixes license fee of \$50 for persons graduating from dental schools outside California. Present fee is \$25 for all persons.

§ 11. Makes "lessor" of place where dental operations are performed understood to be practicing dentistry within meaning of act.

§ 12. Makes first offense for violation of act a misdemeanor, punishable by fine of not less than \$250 or more than \$1,500. Present act makes all violations felonies.

§ 15. Provides that duly appointed inspectors of board of dental examiners when acting under direction of such board.

S. B. 551. INMAN.

New act supplementing School Code bill (S. B. 22). Empowers governing boards of school districts to pay retirement salaries to teachers and employees of the district, such salaries to be in addition to any other retirement salary provided by law.

S. B. 552. WELLER.

Amends §§ 73 and 142, C. C. P.

§ 73. Fixes population and distance from county courthouse of cities at which a session of superior court must be held, at not less than 45,000 population and not less than 9 miles; instead of not less than 50,000 population and not less than 15 miles as at present.

§ 142. Effects same changes as amendments to § 73.

S. B. 553. WELLER.

Amends § 537, C. C. P., re attachment.

Adds provision providing action for support and maintenance based on liability existing under the laws of this state shall be deemed an action on "implied contract" within meaning used in the section.

S. B. 554. WELLER.

Amends §§ 2968 and 2969, C. C., re attachment or execution of mortgaged personal property.

Applies to property in possession of mortgagor under mortgage executed after amendment takes effect, despite provision in mortgage for forfeiture in case of levy or change of possession.

Requires mortgagee to deliver to officer a verified statement of his claim, whereupon officer shall pay or tender amount of mortgage debt and interest.

S. B. 555. WELLER.

Amends § 689, C. C. P., re third party claims.

Limits to five days time creditor has to give undertaking to prevent release of property by sheriff.

If such undertaking is given sheriff shall hold property, but shall not be liable in damages to third party. Bond shall be in favor of third party claimant. Allows exceptions to sufficiency of sureties of bond to be made within five days after notice of receipt of undertaking. Omits provision rendering sheriff free from liability from damage unless third party presents his claim.

S. B. 556. WELLER.

Adds § 2168a, Pol. C. Allows arrest and detention in detention hospitals, on reasonable cause, by officers, of persons believed to be dangerously disordered in mind. Provides that a warrant of arrest must be secured in a reasonable time, otherwise arresting officer or person shall be guilty of contempt in addition to any civil liability incurred.

S. B. 557. WEST.

New act relating to the exemption of intangible property from (presumably inheritance) taxation.

Provides that personal property, except tangible personal property, having an actual situs in this state, shall not be required to pay----- tax if:

(1) Transferor is resident of state or territory not imposing a transfer or death tax in respect to all personal property of residents of this state except tangible personal property having an actual situs in such state or territory;

(2) The laws of the state or territory of transferor's residence contain reciprocal provisions exempting nonresidents and residents from transfer or death tax in respect of personal property other than tangible personal property having its situs therein.

For the purpose of section, District of Columbia, Porto Rico and Philippine Islands considered as territories of the United States.

S. B. 558. LYON.

Amends § 737s, Pol. C. Increases salary of judges, superior court, Los Angeles, from \$9,000 to \$12,000. State to pay \$5,000 and county the remainder. At present, \$4,000 paid by state; remainder by county.

S. B. 559. LYON.

New act. Provides for creation of metropolitan park districts to include both city and county territory, for purpose of maintaining

parks, playgrounds, beaches, parkways, scenic drives, boulevards, and other facilities for public recreation.

Allows issuance of bonds, levy taxes to pay same, and provides for the administration and government of such districts.

S. B. 560. LYON.

Amends §§ 1, 4, 7, 8, 9, 16, 18, 19, 20, 21, 22, 27, 28, 29, 30, 32, 33, 34, 35, 36, 37, 38, 40, 41, 43, 44, 46, 48, 50, 51 and 53; repeals §§ 2, 25 and 31; adds §§ 8a, 16a, and 17a, Act 4916, (Oil and Gas Act).

§ 1. Entirely changed. Prescribes name "state oil and gas supervisor" for head of department or division of department of natural resources, having supervision over petroleum and gas. Omits provisions placing such department under jurisdiction of state mining bureau, prescribing qualifications of supervisor and giving state mineralogists power to appoint him.

§ 2. Repeals § 2, prescribing compensation of supervisor and assistants and additional compensation of state mineralogists, § 25, imposing tax on proved oil lands, and § 31, providing penalty for failure to furnish reports required by act. Matter contained in § 31 is incorporated in amendment to § 21.

§ 3. Deletes limitations on salaries of deputy supervisors.

§ 4. Allows copies of supervisor's records to be used in evidence.

§ 5. Deletes from § 8 provisions requiring well operator to designate local agent upon whom orders in connection with protection of oil and gas from underground waters may be served, giving inspector power to give directions concerning well operations and ambiguous provisions as to "written recommendation" of supervisor and deputy.

§ 6. Restates deleted portion of § 8 as to appointment of local agents and requires written notice to be given of termination of such agency. Requires appointment of new agent on request of supervisor.

§ 7. Requires compliance with orders of supervisors and deputies where no appeal is taken. Present section is merely directory. Enlarges section to apply to owner of operating structures.

§ 8. Revamps § 16 relating to protection of abandoned wells from infiltrating water. Makes section apply to gas wells and to operators of oil or gas wells. Requires approval of supervisor or his deputy to method of abandonment and prescribes procedure for obtaining such approval.

§ 9. New. Requires consent of supervisor or his deputy to removal of operating structures. Designed to enforce proper abandonment of wells.

§ 10. New. Requires vendor and vendee of wells sold or otherwise disposed of to notify supervisor or his deputy thereof and prescribes information to be so furnished.

§ 11. Requires owner "or" operator of well to keep core record and history thereof, defines said terms and requires log, core record and history to be furnished supervisor on request. Defines completion of wells.

§ 12. Requires owner or operator to test water shut-off in his well.

§ 13. Requires monthly production reports to be filed with supervisor, including gas production. Omits requirement for giving reports on abandoned wells.

§ 14. Incorporates penalty prescribed by § 31 and fixes maximum fine at \$500 and maximum imprisonment at 6 months in all cases.

§ 28. Makes assessments and charges on oil and gas produced lien on lands from which extracted.

§ 33. Adds provision as to number, tense and gender of words used in act.

§ 35. Makes act apply to wells in incorporated cities and lands therein until wells thereon are abandoned.

§§ 15-27, 29-32 and 34 contain amendments inserting "department of natural resources" for "state mineralogists" and "state mining bureau" wherever used in act. This conforms to §§ 373, 373i, Pol. C., creating department of natural resources.

#### S. B. 561. SWING.

New act. Creates California Constitutional Commission to study need of revision of constitution of this state and to render report to the governor for transmission to the 49th session. Appropriates \$5,000

#### S. B. 562. LYON.

Amends 3612, Pol. C., relating to wars recognized to entitle a person to be classified as a veteran for purposes of tax exemption.

Fixes closing date of World War as November 11, 1918.

#### S. B. 563. LYON.

Amends 3881 Pol. C., relating to correction of assessment book by assessor upon written consent of district attorney.

Amendment broadens section by allowing correction of assessment book within five years when it can be ascertained from "a survey of the grounds" or from other "competent evidence not requiring oral testimony of assessor," that defect in form or omissions "in any



assessment or omissions of the assessor to assess arising from any cause," exists in the assessment book.

Present provision restricts power of correction to defects in form, clerical error or clerical omissions of the assessor in the assessment book when same can be ascertained by reference to assessment book, assessor's maps or block books or other papers in assessor's office.

Board of supervisors to have power of board of equalization of all correction and taxpayer may appear before board.

Provides that the tax rate and penalties for the year for which the correction is made shall be extended against every correction, change or addition with allowance of all payments made on account of tax already abated.

S. B. 564. LYON.

New act, providing for conservation of gas and repressuring of oil zones.

§ 1. Confers on state oil and gas supervisor independent powers under act.

§ 2. Requires supervisor to define all proved oil fields suitable for gas injection or storage purposes. Gives owner, operator or lessee of lands included or excluded from any field right to appeal to supervisor within 30 days after its designation.

§ 3. Allows supervisor on own initiative and requires him on petition of owners, operators or lessees of 10 per cent of area in field, to call election on formation of gas storage and repressuring district therein.

§ 4. Provides manner of calling and conducting such elections.

§ 5. Provides manner of voting at such election.

§ 6. Requires election and prescribes number of directors in such districts.

§ 7. Requires organization meeting in such districts within 30 days after formation, for election of directors. Prescribes manner of voting for directors.

§ 8. Provides manner of electing boards of directors and filling vacancies therein.

§ 9. Prescribes power and duties of boards of directors.

§ 10. Prescribes powers and duties of engineering advisory boards appointed by boards of directors.

§ 11. Makes owners, operators and lessees of wells and lands in such districts members thereof.

§ 12. Requires members to furnish boards of directors, after extraction of gasoline, all gas not put to "beneficial use," which is required for reinjection purposes. Requires member to furnish directors description of its property in district and estimate of amount of gas escaping therefrom.

§ 13. Provides for creation and collection of maintenance funds of districts.

§ 14. Makes assessments for maintenance fund additional to other charges, assessments, taxes and licenses.

§ 15. Requires "supervisors" to keep records of assessments for maintenance funds.

§ 16. Adds penalty of 15 per cent to assessments unpaid for 60 days.

§ 17. Makes unpaid assessments lien on all property of member in district.

§ 18. Provides for suits against boards of directors to recover assessments or charges paid under protest and procedure therefor.

§ 19. Allows board of directors to institute suit for recovery of delinquent assessments and provides procedure therefor.

§ 20. Requires directors, on 10 days' notice from member, to remove injection equipment from well which is to be placed on production from another zone. Requires member so placing well on production to protect repressure zone.

§ 21. Requires directors in establishing ratings to consider variations in gravity of oil and effect of repressuring operations.

§ 22. Allows dissolution of districts in same manner as their creation.

§§ 23, 25 and 26. Contain declarations of legislative intent.

§ 24. Prescribes short title for act.

#### S. B. 565. LYON.

Appropriates \$525,000 for construction of building or buildings for University of California at Los Angeles; conditioned that regents shall sell certain property, proceeds of sale to go into state treasury for general purposes of state.

S. B. 566. LYON.

Amends Act 4749, Workmen's Compensation Act of 1917, § 9 (6) (2) (10), relating to disability.

Adds provision that when employee receives an injury which of itself causes only permanent partial disability but in combination with a previous disability resulting in permanent total disability employer shall be liable only for disability caused by subsequent injury. Omits provision making employer liable for disability caused by injury without reference to any disability previously suffered or any permanent disability caused thereby.

S. B. 567. LYON.

Amends §§ 2-4 and 19 of Act 8198, Street Opening Act of 1903.

In § 2, adds lines 12-40 of page 2, setting forth certain statements and recitals which resolution of intention shall contain.

§ 3. Eliminates requirement for publication of notice of intention. In respect to mailing of notices, amendment makes it discretionary with city council. In respect to mailing, bill omits reference to "postal card" and form of postal card notice. Posting to be complete twenty days before date set for hearing. Written protest against proposed improvement may be filed any time up to hour set for hearing (instead of withing thirty days after first publication of notice). Omits specifications of existing section in re contents and form of protest. (See second, third and fourth sentences of existing section). Omits, also, provision of existing provision re clerk's presentation of protest to council at next regular meeting and fixing of time for hearing and giving notice thereof by publication. (See fifth and sixth sentences of said section of law as it now reads).

§ 19. Omits authority of city council, upon hearing of objections to assessment, to order a new assessment. Provisions of lines 30 to 47 of page 4 are, for the most part, new.

S. B. 568. MUELLER.

Adds §§ 376-376f to Political Code, re department of penology. Creates department of penology under director appointed by the governor from chiefs of the division of the department. Salary of director, \$3,000; he shall receive no salary as chief of any division.

Five divisions are created within the department: Prisons and paroles, under board of prison directors; criminal and identification, under chief of bureau of criminal identification and investigation; pardons and commutations, under chairman of advisory pardon board; narcotics, under chief of division of narcotic enforcement; criminology, under chairman of California crime commission.

Provides for correlation of divisional activities and elimination of duplication of activities. Departmental meetings to be held at least once a month for the discussion of problems involving duplication, overlapping and conflict of the activities of the divisions.

**S. B. 569. FELLOW.**

Amends § 5, Act 2256, Direct Primary Law.

If one is candidate for nomination by party other than his own, the declaration of candidacy must show with what party he is registered.

Declaration and sponsor lists of candidate for state senator or assemblyman must appear in pamphlet of secretary of state containing declaration and sponsor lists.

Declaration and sponsor lists of candidates for senators and assemblymen shall be distributed only in the districts in which they are candidates for nomination. Provides also for table of contents and index for the pamphlet.

**S. B. 570. LYON.**

Amends § 772, Pen. C., re removal from office in proceeding in superior court, upon accusation of "any person."

Recognizes in the accused, the right to a jury trial. If jury demanded, case tried according to procedure for misdemeanor charge.

**S. B. 571. MUELLER.**

New act, conveying to city of San Diego certain described tide lands, to be held and used subject to provisions of Act of 1911 (Act 6881), granting tide lands to said city.

**S. B. 572. MUELLER.**

Amends § 636, Pen. C., re fish and game.

Prohibits use of purse or round haul nets for taking of barracuda in any fish and game district.

**S. B. 573. MUELLER.**

Amends § 453j, C. C., relating to limitations upon right to issue contracts of insurance. Changes amount of insurance which may be contracted for without necessity of accompanying application with physicians' reports from \$1,000 to \$5,000 or less. Only applicable to mutual insurance corporations.

**S. B. 574. MUELLER.**

Amends §§ 4 and 5, Act 6881, conveying certain tidelands to city of San Diego.



Said act, approved May 1, 1911, granted to city of San Diego, with certain restrictions as to use, all lands situate on the city of San Diego side of the bay of San Diego, lying between line of mean high tide and pier head line in said bay, and between the prolongation, into said bay, to the pier head line, of the boundary line between city of San Diego and National City and the prolongation, into said bay, to the pier head line, of the northerly line of the United States military reservation on Point Loma.

Amendment to § 4 declares that all of the above described land lying shoreward from the bulkhead line, as now established, shall cease to be tidelands, and shall be free from restrictions as to use imposed in the original grant. Provides, however, that city of San Diego shall not convey said lands to any individual, firm, or corporation, but may let same in parcels not exceeding 40 acres, for a period not to exceed 50 years; city to retain power to renew and terminate lease.

§ 5 at present contains extensive provisions for the leasing, rental, and use of such of the lands originally granted as are described in the amendment as "lying bayward from the bulkhead line as now established."

Existing provision limiting the time for which said lands may be leased to 50 years has been retained, but provision limiting renewal term to 25 years has been eliminated, and city is given right to renew.

Amendment eliminates provisions relating to the payment of rentals on said lands on a valuation basis, or on the basis of gross earnings derived therefrom, and the provisions relating to revaluation. Eliminates provisions relating to right of lessee to assign or sublet, and those requiring lessee to construct improvements.

Eliminates provisions requiring city of San Diego to reserve a right of way over said lands for a municipal belt line of railway tracks.

#### S. B. 575. MUELLER.

Amends § 19, Corporate Securities Act, Act 3814. Make it mandatory, instead of discretionary, for commissioner of corporations to maintain branch offices in Los Angeles and San Francisco. Provides for establishment of branch office at San Diego.

#### S. B. 576. ROCHESTER, PEDROTTI and GRAY.

Appropriation for acquisition of necessary properties, lands and water and other rights and for preparation and adoption of plans and specifications for a state penitentiary to be located in Los Angeles County.

#### S. B. 577. MURPHY.

Amends § 159, California Vehicle Act, Act 5128.

Amendment allows boards of supervisors to expend out of moneys received from the motor vehicle fund for the road fund of the county,

sums for payment of interest of bond or for redemption of bonds, the proceeds of which have been used for the construction, maintenance and repair of streets, bridges and culverts within the county.

**S. B. 578. MURPHY.**

Amends § 19*b*, Act 3966, juvenile court law, re probation officers and referees in counties of second class, San Francisco.

Adds one assistant probation officer at \$200 per month.

Provides for referees in juvenile court cases and the procedure when case is referred. (p. 2, line 31 to p. 3, line 10.)

**S. B. 579. SLATER.**

Amends § 3, Act 6425, relating to construction or improvement of state buildings and roads.

§ 3. "Department of Public Works" is substituted for "Department of Engineering" wherever used in this section to conform to the departmental reorganization, effected in 1921.

Power of attorney general to certify contracts is extended to his deputies. Adds that certified copies of such contracts shall also be filed with state department of finance. Present law provides they must be filed with controller. Bonds shall not be accepted with bids as at present.

**S. B. 580. SLATER**

Supplements School Code Bill (S. B. 22).

Article VII of the bill would supersede Article VII of chapter 2 of part IV of division II of the School Code bill which is derived from Pol. C. § 362*g* and establishes a division of school house planning in the department of education.

The division is empowered to review plans and specifications of all school buildings except in districts governed by city boards of education, instead of only those erected outside incorporated cities having building codes and to charge and collect fees therefor for making surveys of building needs of districts. All money so collected is to be available for use of the division. A revolving fund of \$1,000 is created. A provision appropriating \$20,000 for use of division for 79th and 80th fiscal years is omitted.

Article III of the bill would supersede article III of chapter 2 of part I of division VI of the School Code bill derived from Pol. C. 362*g*.

Exempts city boards of education from provisions requiring submission of places involving an expenditure of \$5,000 to state department of education for approval. Is made to cover contracts totaling \$5,000 as well as single contracts.

Article I of bill would supersede article I of chapter 3 of part I of division VI of the School Code Bill. Adds provision directing state department of education to establish standards for school sites.

S. B. 581. HANDY.

Amends § 363*b* and adds § 363*i*, Pol. C., relative to California Highway Commission.

§ 363*b* authorizes commission to relinquish to county or city any portion of state road therein, without (as now required) procuring consent thereto from local governing body.

§ 363*i*. Department authorized, with approval of railroad commission, to abandon any portion of state highway crossing railroad right of way and close traffic thereat.

S. B. 582. HURLEY.

Amends § 10½ of Street Improvement Act of 1911, Act 8199.

Omits provision restricting the scope of the section to work proposed to be done in construction or reconstruction of sewers for sanitary or drainage purposes. The effect of the omission is to allow the city council of a municipality to declare in the resolution of intention covering any improvement authorized by the act to declare its intention to do the work according to one of two or more plans and to determine which plan shall be used at a public hearing held after the opening of bids for the work.

S. B. 583. SWING.

Amends title and §§ 1, 2, 4, 5, 6, 6*b*, 6*c*, and 7½, Act 5129, relating to transportation of persons and property for compensation by motor vehicles, and adds §§ 5¼, 5½, 5¾ thereto.

Title amended by eliminating reference to transportation of persons; enumeration of various types of motor vehicles condensed into the one term "motor propelled vehicles"; "regulating the use of public highways" is added, as is a reference to the "auto truck transportation fund," created in § 5¾.

§ 1, relating to definition of terms, amended principally by eliminating, in the definition of "transportation company," all reference to transportation of persons. The phrase "motor propelled vehicle" is substituted for the enumeration of types of motor vehicles—bus, truck, stage, etc., in this, as in other sections amended.

§ 2, prohibiting transportation of persons or property on highways except in accordance with provisions of this act, is amended by eliminating reference to transportation of persons. Legislative declaration added that provisions of this act are enacted under power to regulate public utilities and use of highways.

§ 4, relating to power of railroad commission over transportation companies, amended principally as to form. No material changes in substance.

§ 5, relating to certificate of convenience and necessity, amended to classify such certificates as "A" or "B." Class "A" authorizes a transportation company to operate over a regular route. Class "B" authorizes operation otherwise than over a regular route.

Provides that no company actually engaged in Class "A" operation on January 1, 1929, need procure such certificate, provided a statement setting forth the character of such operation is filed with commission. Companies engaged in Class "B" operation on said date may procure a certificate authorizing continuance of such operation by filing a similar statement.

Class "A" or "B" certificates not required for companies operating exclusively within limits of incorporated city or city and county. Fee for certificates reduced from \$50 to \$10.

§ 5½ provides for the granting of seasonal certificates to transportation companies for the movement of perishable agricultural products. Said seasonal certificates shall be for a period of not exceeding sixty days and may be in the form of either "A" or "B" class.

§ 5½ provides that every transportation company shall within ninety days after this act becomes effective file a bond with the commission in such amount as commission shall prescribe, to insure payment of damages for injury to person or property caused by the company. Insurance policies may be filed in lieu of bonds.

Commission shall have power to exempt from the provisions of this section any company which, in judgment of commission, is financially able to respond in damages.

§ 5¾ provides that all transportation companies shall quarterly file with the commission a statement showing the gross operating revenue of such company, and shall pay a fee of  $\frac{1}{2}$  of 1 per cent of such gross amount. Commission shall also collect the fees prescribed in § 57 of the Public Utilities Act for copies of reports, etc.

"Auto truck transportation fund" created, into which all fees collected under this act shall be deposited.

§ 6, relating to the issuance of stocks and bonds, is amended by changing the term "transportation company" to "common carrier transportation company" wherever used.

§ 6b, relating to passes, free tickets, etc., is amended by eliminating the reference to free tickets, etc., to persons, and confining the operation of the section to free or reduced rate transportation for freight.



§ 6c, prohibiting a transportation company from acting as guarantor or surety, and § 7½, relating to overcharges, are amended merely by changing the term "transportation company" to "common carrier transportation company."

S. B. 584. SWING.

Amends § 117, Pol. C., defining congressional districts.

Skeleton bill.

S. B. 585. SWING.

Amends § 6, Act 2889, relating to transportation and sale of domesticated fish.

In lieu of fixing to each fish raised under the provisions of the act and transported or sold, the metal tag now provided, the letters "C. F. & G. C.," which appear on such tags may be perforated in the tail of the fish.

Omits provisions exempting fish transported or sold alive under the provisions of § 7 of the act which section provides for the sale or transportation of such fish under a permit issued by the fish and game commission.

S. B. 586. SWING.

New act establishing secondary state highway from point on route 31 near summit of Cajon Pass to route 23 at or near Mojave.

S. B. 587. WELLER.

Adds § 11a to acquisition and improvement act of 1925, act 3276a.

Allows legislative body conducting proceedings for an improvement to determine that improvement bonds will be issued and the contractor paid in cash as provided in the section. Such determination is to be stated in the resolution of intention which shall also state the rate of interest to be paid on such bonds.

Provides for sale of bonds to highest bidder or if no bids are received or if all bids are rejected the bonds may be sold at private sale but in no event for less than par.

Provides also that if no bids are received bonds may be issued to contractor as payment for work done as provided in §§ 5, 17, 23, 24 and 25 of the act. After sale of bonds bids are to be received for the improvement. Provides procedure for acceptance of work after completion. Provides for issuance of additional bonds if original issue proves insufficient. Procedure provided by section is not to be available where proceedings are taken under the "direct assessment method" provided in the act.

S. B. 588. CANEPA.

Adds § 537i, Pen. C., to prevent defrauding of garage keepers.

Covers case of obtaining motor vehicle for hire from garage or from renting service or in respect to storage or supplies for, or repairs to, or labor performed upon motor vehicle without paying therefor and with intent to defraud; or obtaining credit in respect thereto by false pretense; or for fraudulently keeping automobile for a longer period or for taking same a greater distance than contracted for or for abandoning same. Penalty a misdemeanor.

S. B. 589. CANEPA.

Amends § 5, Act 2895, re conservation of fish supply.

Reduces from 25 per cent to 15 per cent of monthly capacity of packing plant, the percentage of sardines which a packer may use in a reduction plant in each calendar month.

S. B. 590. BAKER and TUBBS.

Adds § 1714½, C. C., relating to liability of state and political subdivisions for negligence of officers, agents and employees.

Permits suit against state or political subdivision thereof for damage by death or injury to person or property by reason of negligent operation of motor vehicle by an officer, agent or employee thereof. Where recovery is had, subrogates state or political subdivision to rights of injured party and gives state right of action against such officer, agent or employee for amount of judgment and costs.

S. B. 591. BAKER and TUBBS.

Adds § 1714½, C. C., relating to liability of owners or possessors of motor vehicles.

Makes owner or "legally registered possessor" of motor vehicle liable for death or injury to person or property caused by want of ordinary care or skill in operation thereof by him, his minor child under his care and custody, his agent or any person operating same with his express or implied consent.

S. B. 592. BAKER and TUBBS.

Amends § 142, Act 5128, California Vehicle Act, which section relates to accident reports.

Adds two new paragraphs to section which create a bureau of traffic and safety in division of motor vehicles under a superintendent to be appointed by chief of division of motor vehicles. It is to be duty of bureau to collect and compile statistics from all parts of state concerning motor vehicle accidents and to recommend to the legislature biennially measures for prevention of accidents. Bureau is to have

full authority to call upon all agencies of the state and subdivisions thereof for assistance in compiling statistics.

**S. B. 593. BAKER and TUBBS.**

Entirely revises § 74, Act 5128, Motor Vehicle Act, relating to operation of motor vehicle after suspension or revocation of license, to provide the maximum misdemeanor punishment for operation of a motor vehicle by any person after suspension or revocation of his license for nonpayment of any judgment rendered against him for negligent operation of his motor vehicle by himself or by any other person operating his vehicle with his express or implied consent.

**S. B. 594. BAKER and TUBBS.**

Three new paragraphs are added to § 62, Act 5128, Motor Vehicle Act, relating to applications of minors for operators' licenses, to provide that:

1. Any person who has signed any minor's application for license to operate motor vehicle may be relieved from liability for injury which the minor may cause in the future by requesting division motor vehicles to revoke minor's license.

2. All negligence of a minor who operates a motor vehicle with express or implied consent of a parent is to be imputed to the parent who shall be jointly liable with the minor for all injuries caused by the minor.

3. The liability imposed in 2 above is limited to \$5,000 for injury to one person, \$10,000 for injury to two or more persons in any one accident, and \$1,000 for injury to property in any one accident.

**S. B. 595. BAKER and TUBBS.**

Amends § 61, Act 5128, Motor Vehicle Act, relating to application for operator's or chauffeur's license, to require all applicants to state in application the number and nature of previous convictions for violation of Act 5128, name of court in which convicted and date of conviction, together with number and nature of judgments rendered against applicant for negligent operation of motor vehicle and whether judgments have all been paid.

**S. B. 596. BAKER and TUBBS.**

Adds §§ 36½ and 36¾, Act 5128 (California Vehicle Act), relating to proof of ability to respond in damages.

Certain other Senate bills introduced at this session of the Legislature require owners of motor vehicles in certain instances to give proof of ability to respond in damages for future injuries which may be caused by the negligent operation of the owner's vehicle. This bill prescribes three methods by which the requirement may be satisfied, namely:

1. By an approved insurance policy (defined at some length) in the sum of \$5,000 for one person injured, \$10,000 for injury to two or more persons in one accident and \$1,000 for damage to property in one accident.

2. By the bond of an approved surety company, or of two individual approved sureties, in the same amounts as in 1 above.

3. By proof of deposit with state treasurer of the sum of \$11,000 conditioned for payment of injuries to property and persons as above.

**S. B. 597. BAKER and TUBBS.**

Amends § 36, Act 5128, California Vehicle Act, as amended, relating to applications for registrations of motor vehicles, to require applicants for registration to accompany application with a statement of how much public liability insurance applicant carries, if any, and name of insurance company.

**S. B. 598. BAKER and TUBBS.**

Amends §§ 51, 66, 72 and 73, Act 5128, California vehicle act, relating to issuance, revocation and suspension of licenses and registration of motor vehicles.

§ 51 is amended to provide that it shall be unlawful for any person to alter, erase, or remove from any operator's or chauffeur's license certificate, any endorsement thereon of any revocation, conviction, or fine, made by order of court, or by division of motor vehicles.

§ 66 is amended to provide that every operator's or chauffeur's license shall have endorsed thereon, a record of each revocation and suspension thereof by court so revoking or suspending and each violation of act in which conviction was had or fine imposed when license was not revoked or suspended, and when suspended or revoked by division, a record shall be endorsed thereon by division.

§ 72 is amended to provide that in case of conviction had or fine imposed for any violation of act, court shall endorse upon operator's or chauffeur's license a statement as to whether or not same was suspended.

§ 73 is amended to provide that division shall revoke license upon receiving evidence of entry of plea of guilty and sentence thereupon or of forfeiture of bail of any person charged with commission of any of the crimes enumerated in section.

Also provides that operator's or chauffeur's license of any person in event of failure to satisfy every judgment, within fifteen days from time it shall have become final, rendered against him, for damages on account of personal injury, or for damages to property in excess of one hundred dollars, resulting from ownership or operation of motor vehicle by him or his agent or any other person with his consent, shall be forthwith suspended by chief of division. Makes duty of court in which any



such judgment rendered to forward to chief of division certified copy of judgment or transcript.

If motor vehicle owner or operator not resident of state privilege of operating motor vehicle in state and privilege of operation within state of motor vehicle owned by him, shall be withdrawn during time any such final judgment rendered against him remains unsatisfied.

**S. B. 599. MERRIAM.**

New act supplementing School Code bill (S. B. 22), relating to support of junior colleges.

Eliminates provision as to disposition of receipts from federal government which are in excess of needs of junior college fund, and provides for transfers from general fund of state to junior college fund to cover deficiencies, if any, in the latter fund, within certain limits.

**S. B. 600. HERBERT C. JONES.**

New act, relating to penalties for crime and providing for means of enforcement.

Maximum penalty for crimes when same consists of fixed term of imprisonment in state prison abolished and indeterminate sentence substituted. Capital punishment, life imprisonment and misdemeanor penalties, and administration of criminal justice in juvenile courts expressly excepted from act.

Subject to power of governor to pardon and commute, governing board of state prisons and reformatories given authority to terminate sentence of person convicted of crime after minimum sentence served. No sentence terminated until in judgment of board substantial grounds exist to base finding that future behavior reasonably assured. If reason for restraint in judgment of board, same may be continued indefinitely. Governing board shall give due consideration to statistics showing proportion of recidivists. Full authority conferred upon it to make use of confinement or parole sufficiently elastic to be adapted to particular case.

**S. B. 601. HERBERT C. JONES.**

Amends Workmen's Compensation Act of 1917, Act 4749, § 7, relating to definition of "employer." Term "employer" extended to include "every state agency."

**S. B. 602. HERBERT C. JONES.**

Amends Act 4749, Workmen's Compensation Act, § 24, relating to the privilege of persons to appear before industrial accident commission as the representative of any party in proceeding pending before it.

Amendment provides that the privilege of appearance of any person including attorneys may be denied by commission for cause.

Note: Previously attorneys were excluded from this provision in the act.

**S. B. 603. HERBERT C. JONES.**

Act amends Act 4749, Workmen's Compensation Act, § 36½, relating to insurance by state compensation insurance fund against liability under United States long-shoremen's and harbor workers' compensation act.

Amends section so that insurance by state compensation insurance fund is not confined to California employers under said federal act.

Also provides that insurance may be issued under any other laws of the United States or this state.

**S. B. 604. HERBERT C. JONES.**

Amends § 38, Act 4748, Workmen's Compensation, Insurance and Safety Act of 1913.

Gives industrial accident commission power to deposit moneys of compensation insurance fund in banks.

**S. B. 605. HERBERT C. JONES.**

Amends § 46, Act 4748, Workmen's Compensation Act of 1913, relating to insurance against liability for compensation by the state and public corporations.

Provides that the state, each state agency, irrigation district, all other districts established by law and all public corporations, in addition to other agencies listed in this section, may insure against liability for compensation with the state compensation insurance fund.

**S. B. 606. HERBERT C. JONES.**

Amends Act 4749, Workmen's Compensation Act of 1917, § 49, relating to power of industrial accident commission to punish violations of certain safety provisions, in §§ 34-36 or 37 of act.

Commission is given power to put violator in contempt and to issue process in proceedings for contempt, where employer fails to furnish safe employment or where safety devices or notices are removed—to same extent as courts of record.

**S. B. 607. CHRISTIAN.**

Amends § 758, Pol. C., salaries of employees, district courts of appeal.

Increases salaries of: Third distirct, clerk, \$4,000 to \$4,300 per annum; deputy clerks, \$3,000 to \$3,600 per annum.

In first and second districts, 2 deputy clerks, \$3,000 to \$3,600.

S. B. 608. CHRISTIAN.

Amends § 1142, Pol. C., re board of election, appointment and duties of election officers.

Where a sufficient number of persons have not applied for the position of election officers, a registered, qualified elector of a precinct adjoining the precinct for which there is not a sufficient number of applicants to constitute an election board may serve in said precinct.

Appropriate local board designates polling places.

Any person who files an application for position of election officer and has been regularly appointed as such is guilty of misdemeanor if he fails to act without lawful excuse.

No person shall be eligible to act as officer of election who does not reside in precinct in which he acts, unless said precinct has insufficient applicants for the election board.

County clerk must publish names of appointed election officers in a weekly newspaper if no daily is published.

Inspector must also determine that residences of said officers are within the precinct in which they serve.

Oaths of election officers shall be taken by inspector and subscribed upon a form which shall be provided for in "tally" list for precinct. Present law does not designate list as "tally" list but as "the list."

S. B. 609. McKINLEY.

Amends § 281 of C. C. P., relating to practice of law.

All persons practicing law in courts of record in this state must have a license as attorney and counselor.

S. B. 610. McKINLEY.

Amends § 1, Act 8198, "Street Opening Act of 1903."

Law empowers city council, any municipality, to open, widen, straighten or improve any street or public thoroughfare and to condemn any property necessary for such work or for construction of "walk on surface of earth or at designated level or slope," leaving right in owner to construct any structure above or below "such walk."

Bill allows condemnation for construction of "any one or more of any public streets or walks, passages or ways on surface of earth or in any designated level or slope above or below the surface," right remaining in owner to construct above or below such "streets, walks, passages or ways."

**S. B. 611. McKINLEY.**

Adds § 1279a, C. C. P., re changing of names of corporations.

Any corporation desiring to change name by adopting or using as the last word of its corporate name the terms "Limited" or its abbreviation "Ltd." may do so by filing amended articles of incorporation, without petitioning superior court for such change.

**S. B. 612. McKINLEY.**

Act amends § 3611 Pol. C., re exemption from taxes of buildings and real property used exclusively for religious worship

Every person claiming such exemption shall give all information required and answer all questions of the state board of equalization. False answer or statement constitutes and is punishable as perjury.

Adds new par. No. 3, that assessor may require additional proof of facts stated in affidavit of person claiming exemption and that a failure to furnish additional proof is deemed a waiver of exemption.

**S. B. 613. McKINLEY.**

Amends title of, and adds §§ 5a to 5d inclusive, to Act 994, relating to municipal zoning by ordinance.

§ 5a. Permits municipal council to provide by ordinance for appointment of a board of adjustment, to have the following powers and duties:

To hear and decide appeals from and affirm, modify or reverse any order, requirement, decision or determination made by a building inspector or other administrative officer in the enforcement of Act 994.

To issue special permits authorizing exceptions to provisions of zoning ordinances upon which board is required "to pass by the terms of such ordinance."

To authorize, upon appeal in specific cases, variations "not contrary to public interest" from terms of any ordinance adopted pursuant to act where literal enforcement of ordinance would result in exceptional practical difficulty or unnecessary hardship.

§ 5b. Provides that board of adjustment shall consist of five members to serve for 3 years and to be removable by appointing authority upon written charges after public hearing.

One member must be licensed and practicing architect. Where planning commission exists, two members thereof shall serve ex officio as members of board and in such instances, only three members shall be appointed to board, "by the mayor."



§ 5c. Provides that appeals may be taken to board by any person or by any officer, department, board or bureau of the municipality affected by any decision of building inspector or other administrative officer enforcing any ordinance adopted pursuant to Act 994. Appeal must be taken within reasonable time as provided by rules of board and will stay all proceedings unless stay would cause "imminent peril to life or property." Board must fix time for hearing, give public notice and due notice to parties interested and decide same within reasonable time. Concurring vote of four members of board will be necessary to reverse any order appealed from.

§ 5d. Provides for writ of certiorari to issue from court of record upon petition for review of any decision of board within thirty days after decision is filed.

Allowance of writ of certiorari by court shall not stay proceedings unless so ordered by court. Court is granted full power to affirm, modify or reverse any decision of board. Costs are not to be allowed against board unless shown that board acted with gross negligence, in bad faith or with malice in making decision appealed from. Issues in any proceeding "under this section shall have preference over all other civil actions and proceedings."

#### S. B. 614. McKINLEY.

New act which appears to be an act to supersede that part of Act 5211a, known as "The Planning Act," chapter 874, statutes 1927, which part relates to the subdivision of land within incorporated territory and of land within a radius of three miles thereof, and to sale of lots therefrom.

Bill omits the provisions of Act 5211a which provide for appointment of planning commissions for cities and counties and which prescribe the powers and duties thereof, which omitted provisions seem to be contained in S. B. 615 of this session.

Bill requires every subdivider, of land within incorporated territory and within a radius of three miles thereof, hereafter, to file for record with county recorder prior to any sale of lots therefrom, a map of each subdivision, after first filing a tentative map with the planning commission, if any, and after receiving approval thereof by the commission or by the legislative body of the municipality, as the case may be.

Approved map before being accepted for record must show certain various data, including fact of posting of bond by subdivider for payment of all special assessments not paid in full.

Subdivider is given right of court action to require approval of map when approval is improperly withheld by planning commission or legislative authority of any municipality.

Bill contains detailed provisions for procedure by subdivider, planning commission, auditor, recorder and legislative body of municipalities in cases of all subdivisions falling within provisions of Act.

**S. B. 615. McKINLEY.**

New act. This act appears to be an act to supersede Act 5211a, known as "The Planning Act," chapter 874, statutes 1927, and is substantially similar thereto in the first ten sections of the act.

Bill omits the provisions contained in the 1927 Planning Act empowering the Planning Commission to govern, control and regulate the subdivision of tracts of land or property within its jurisdiction.

Provides for establishment of official master plans, appointment of planning commissions in cities, cities and counties, and counties; prescribes manner of adoption of said plans or portions thereof and method for amendments thereto.

Prescribes powers and duties of commission established under the bill, and for preparation, adoption and recordation of precise street plans. Provides for control of construction of buildings in regard to street lines established under adopted precise street plans.

Provides for the levy of a special tax for the support of the Planning Commission and its expenses.

Provides for establishment of regional planning commissions and districts in unincorporated towns or areas that may include two or more cities, cities and counties, or counties or portions thereof.

Bill expands powers given similar Planning Commissions under the 1927 Planning Act and sets forth specifically that they may adopt major traffic street plans, transportation plans, transit plans, park and recreation system plans, and group building plans.

Apparently this bill and S. B. 614 divide the subject matter of the 1927 Planning Act into two new acts, one to govern, primarily, building and street planning; the other to govern the subdivision of tracts of land within or near a city having a Planning Commission or regional planning district.

**S. B. 616. CROWLEY.**

New act, "Pure Milk Law of California." Supersedes and repeals Act 1942a, Pure Milk Law of 1927.

The new features of the bill include a provision for health examination of milk plants and employees under the supervision of the State Department of Public Health; the elimination of grade B pasteurized milk; the requirement that all retail market milk be sold in bottles, bottling and capping to be done by mechanical means; the elimination of approved local marketing inspection service by proclamation of the Department of Agriculture in the absence of a local health department; the repeal of the provisions providing for the Department of Agriculture acting as a referee where dairies are degraded by local inspection service on the basis of the dairy farm score or any such score as challenged by the dairyman.

Bill also makes it legal to pasteurize market cream at temperature not higher than 145° Fahrenheit as specified for market milk. The minimum time limit of thirty minutes remains unchanged.

**S. B. 617. CARTER.**

Amends § 1, repeals § 2½, Act 8702, relating to trusts acting in restraint of trade.

§ 1, which defines "trust," is amended by deleting from paragraph 5 thereof provisions which declare that no combination shall be deemed a trust, the objects and business of which are to conduct its operations at reasonable profit, or to market at reasonable profit those products which can not otherwise be marketed; and also by deleting provision which declares that said trusts may lawfully own any interest in any association, firm or corporation having as its object the transportation, marketing or delivery of commodities.

Act repeals § 2½ of Act 8702, which section provides that it is lawful to enter into combinations, the purpose of which is to encourage or increase competition in any trade or industry, or which are in furtherance of trade.

**S. B. 618. ROCHESTER.**

Adds § 8h, Act 5994, regulating the sale and use of poisons.

Provides that it shall be unlawful to sell, furnish, or give away any barbatol diethylbarbituric acid, or veronal, or any trade marked preparation composed of those substances, except upon prescription of licensed physician, which prescription shall not be refilled except upon written order "of the prescribed" and which shall be open to inspection at all times for at least three years from date of filing thereof.

**S. B. 619. WELLER.**

Amends § § 9, 12, 15a, 21a, 23, 31a, 31c, 31d, 60, 61, 61a, 82, 83, 90, 127, 130 and 136, and repeals § 132a, "Bank Act," Act 652.

§ 9. Amended to require paid in capital of bank to exceed by \$50,000, instead of \$25,000, the amount required by the act, for each branch opened and maintained in place of principal business. Increases from \$25,000 to \$50,000 the amount of paid in capital, in addition to paid in capital required by act, for each branch of title and insurance companies in other than place of principal business.

§ 12. Amended to forbid use of name or title indicating that business is that of a bank or trust company by anyone not subject to supervision of superintendent of banks or required to report to him and not holding his certificate to do banking business, instead of forbidding use in name or title of "bank," "banker," banking," "savings bank," "savings," "trust," "trustee" or "trust company."

§ 15a. Adds provision that where a deposit is made in a bank by a person in trust for another, and no other or further notice of existence

and terms of a trust is given the bank, in the event of death of trustee, if person to whom payment is to be is a minor, the deposit is to be governed by provisions of § 15 of act relating to procedure in case of dormant accounts or deceased depositors. The diction of provisions relating to joint accounts is changed to include joint accounts where there are two or more depositors. The wording, at present, contemplates joint accounts of two depositors only.

§ 21a. Requires written consent of superintendent of banks to a bank's borrowing money secured by surety bonds when such borrowed money together with all other borrowed money exceeds amount of bank's capital and surplus.

§ 23. Omits provision providing that banks doing business in localities in which population does not exceed 5000 must have paid up capital stock in the sum of \$25,000 if it transacts a commercial and savings business, and not less than \$125,000 if it transacts both a commercial and trust business or savings and trust business or a commercial savings and trust business.

Makes provisions now applying to banks in cities of 5000 to 25,000 applicable to all cities of 25,000 or less.

Adds provision that banks doing a departmental business must carry a surplus and contingent fund equivalent to 25 per cent of such capital stock.

§ 31a. Amended to provide that an original copy, instead of a copy, of the agreement for consolidation must be filed in the office of the superintendent of banks, with a memorandum attached thereto of a ratification and confirmation thereof signed and acknowledged by stockholders of record, holding at least two-thirds of capital stock of the respective banks, who are parties to the agreement, or, a certificate of the secretary of the bank executing the agreement, acknowledged with corporate seal of the bank thereon, certifying that such agreement has been ratified and approved at a meeting called for that purpose.

Omits present provision providing for memo of ratification and confirmation of stockholders.

Amended to provide that only one or more of two or more banks, instead of all, merged or consolidated into bank authorized and qualified to conduct business of acting as executor, administrator, guardian of estates, assignee, receiver, depository, or trustee, need be so authorized and qualified, to have certificate of superintendent of banks issued, approving such merger or consolidation.

§ 31d. Amended to provide that national banking associations authorized to conduct business of acting as trustee under court or private trusts and created by conversion of a state bank likewise authorized; or a national banking association consolidated or merged with one or more such association and for one or more state banks likewise author-



ized, may record certificate, form of which is given in section, declaring that such association has made such merger or consolidation which is notice to persons in each county when recorded that all rights and duties of merged or consolidated bank are retained and imposed upon the successor bank.

At present such certificate may be recorded national banking associations authorized to conduct business of acting as executor, administrator, guardian of estates, assignee, receiver, depository or trustee, created by conversion of state bank likewise authorized or to such associations consolidated or merged with another such association or a state bank likewise authorized.

Adds provision that after such conversion consolidation or merger, the national banking association thereby, by reason of such conversion, succeed to every right, power, duty, obligation and liability of every kind of the banks merged, consolidated, or converted.

§ 60. Omits provisions requiring capital stock of \$25,000 if principal place of business of savings bank is located in locality where the population does not exceed 5000 persons shall be \$25,000.

Amended to require capital stock of \$50,000 if principal place of business of savings bank is in a city of 25,000 population or less, instead of 5,000 to 25,000 population.

Adds provision requiring surplus and contingent fund equivalent to 25 per cent of the capital stock to be maintained.

§ 61. Omits provisions making notes or bonds secured by mortgage or deed of trust and warranted by a policy of mortgage insurance and mortgage participation certificates issued by a mortgage insurance company legal investments for savings banks. Specifies reclamation, drainage, street improvement and county waterworks district bonds as legal investments for savings banks, in addition to any other district bonds. Allows bank loans on collateral trust bonds or notes when the same are issued by domestic corporation having a paid up and unimpaired capital of not less than \$1,000,000, or when said bonds or notes are accompanied by a mortgage or deed of trust that is a first lien on real estate located in the State of California and having a market value of not less than one and two-thirds the amount of each note or bond deposited. Allows, with permission of the superintendent of banks, a substitution of security for said bonds or notes and provides that no notes or bonds shall be a proper investment for savings banks if issued by a corporation having outstanding bonds or notes in an amount greater than 15 times its paid up capital and surplus. Provides that savings bank may purchase or loan money upon bonds or notes, secured by mortgage or deed of trust, guaranteed by mortgage insurance, and mortgage participation certificates, until same approved by superintendent of banks.

§ 61a. Adds provision that superintendent of banks may, at the time when any person presents for investigation or certification any issue of bonds or securities for certification as legal investments for banks, charge a fee in an amount to be set by him. Omits provision requiring expenses of investigation of bonds or securities to be paid by whoever presents the same for investigation. Omits provision requiring superintendent to keep list of bonds and securities certified by him.

§ 82. Omits provisions requiring capital stock of a commercial bank, if principal place of business is in locality of 5000 or less population, to be \$25,000. Adds provision that every commercial bank must maintain a surplus and contingent fund equivalent to 25 per cent of its capital stock.

§ 83. Amended to make provisions relating to loans, to directors, agents or employees of commercial banks, on obligations of the United States, California, or any county, city or school districts, applicable to directors, agents and employees of savings banks only.

§ 90. Adds provision that foreign corporation may be appointed and may accept appointment and act as trustee under any mortgage, deed of trust, or other instrument securing obligations issued, or to be issued, by a railroad corporation which owns a railroad operating in the State of California and another state.

§ 127. Adds provision that when persons desire to organize banking corporation, they shall file with superintendent of banks application setting forth such matter as may be required by him, paying a fee of \$100 in addition to regular license fee.

§ 130. Adds provision that every domestic bank and foreign banking corporation doing business in this state shall, in making reports required by superintendent of banks, therein set forth such matters as may be required by him.

§ 136. Adds provision that a bank whose property and business has been taken over by superintendent of banks, may within 10 days thereafter, apply to a superior court in county of principal place of business and cite the superintendent to show cause why his possession should not be enjoined. The court may grant or dismiss such application, and an appeal on the order of the court issued shall operate as a stay of judgment of the court. A bond must be posted on appeal taken as required under § 934 of C. C. P.

The superintendent of banks is directed to deposit all moneys collected by him when in possession of a bank in one or more state banks of deposit, savings banks, or trust companies. Such deposits of the superintendent shall be preferred before all other deposits in case of suspension or insolvency of depository bank.

Adds provision that all claims against a bank violating the law or against property owned by such bank, must be presented to superintendent of banks in writing and verified within four months after the

first publication of notice to creditors. Any claim not so presented is forever barred. Does not include valid deposit claim.

Omits provision that after period for presentation of claims has expired, claims thereafter presented shall participate in distribution of assets of bank in hands of superintendent and equitably applicable thereto.

Adds provision that dividends remaining unpaid in hands of superintendent for six months after the order for final distribution of the assets of a bank taken over by him shall be deposited with state treasurer in same manner and subject to same disposition as provided by § 1234, C. C. P.

The superintendent of banks may pay over the money so held to persons entitled thereto, and in cases of doubt as to the validity of the claim, may require an order of the superior court authorizing payment thereof. Omits provisions for payment of dividends and claim deposits remaining in the hands of the superintendent of banks, contained in the present law.

§ 132a, relating to publication of branch office deposits, is repealed.

#### S. B. 620. CROWLEY.

Revises Act 4763, which act regulates the making, remaking and sale of mattresses, therein defined, and provides penalties for violations thereof, the enforcement of which is under supervision of state superintendent of weights and measures.

This revision retains substantially the provisions of the present act and provides in addition as follows:

1. The state superintendent is given a revolving fund in amount of \$3,000 exclusive of the budget.

2. State superintendent is empowered and required to prescribe forms of labels to be used on mattresses and bedding and to establish standards of grading and mixing of materials for labeling purposes.

3. Requires all previously used mattresses and bedding to be sterilized before they are resold.

4. Gives superintendent right to seize, condemn and destroy "any mattress \* \* \* found in violation of this act."

5. § 17 of his bill must mean, if anything, that state superintendent shall have right to search "any premises, or any records \* \* \* containing any information pertaining to the article or material in question."

**S. B. 621. SHARKEY.**

Amends § 605, Pol. C., relating to fees payable to insurance commissioner.

Act omits provision requiring fee of \$20 for filing annual statements, and adds fee of \$5 for issue of each renewal annual license to insurance brokers. See A. B. 570.

**S. B. 622. SHARKEY.**

Amends §§ 591, 596a, 606, Pol. C., adds § 606a, relating to insurance commissioner.

§ 591. Gives insurance commissioner power to appoint attorney with approval of department of finance, omits provision providing \$60,000 for insurance commissioner's special fund; also refers to revolving fund of \$500; rewords section and amplifies powers of commissioner relative to appointment of assistants, office and traveling expenses.

§ 596a. New proviso that commissioner must submit all certificates of authority before issuance to attorney for commissioner, if there be one, otherwise to attorney general.

606. Rewords provision relating to collection of fees by commissioner and payment into state treasury; creates "insurance fund" and provision for payment of moneys received by commissioner belonging to state into fund. Moneys received under § 597, Pol. C., and under "An act providing for proceedings against and liquidation of delinquent insurance corporations and associations," approved April 30, 1919; also unencumbered balance in insurance fund to revert to general fund of state. Commissioner to make demand upon insurance companies' bondsmen for payment of assessments if company refuses to pay same, instead of taking legal action.

606a. Transfers balance remaining in commissioners' special fund to insurance fund, abolishes special fund and provides appropriation payable from former shall be payable from latter.

See A. B. 571, identical bill.

**S. B. 623. SHARKEY.**

Amends § 594, Pol. C., re classification of types of insurance business; prescribing capital stock requirements, and requiring stock to have a specified par value.

Sets forth two additional classes insurance business, making total twenty. Adds aircraft and land value insurance.

Omits provision in § 16 prohibiting a company to assume hazard or risk upon automobile unless authorized by charter or articles of incorporation.



Expands fire and marine insurance so that a company qualified to do both fire and marine insurance may transact all classes of insurance permitted to either of said classes.

Limits companies doing land value insurance business to that class only; provides that they must have \$250,000 of capital stock fully paid in, in cash.

Provides no company shall be organized to enter the insurance business unless its stock has a specified par value.

Generally, the act amends the code section substituting the word "twenty" for the word "eighteen" wherever same has occurred, and making minor changes to correct grammatical errors in section.

#### S. B. 624. SHARKEY.

Amends § 2655, C. C., defining and relating to marine insurance. Terms "marine insurance," "marine business," and "marine risks" defined to cover insurance or reinsurance against any and all kinds of loss or damage to: (1) Vessels, craft, air craft, cars, automobiles and vehicles of every kind (excluding air craft and automobiles operating under their own power or while in storage not incidental to transportation).

(2) Person or to property in connection with or appertaining to a marine, inland marine, transit or transportation insurance, etc.

Term not to cover loss by reason of bodily injury to person, except as specified, or loss to precious stones, jewels, jewelry, gold, silver and other precious metals.

This act recasts original definition of marine insurance as an insurance against risks connected with navigation.

#### S. B. 625. SHARKEY.

Amends § 428, C. C., limiting the amount of insurance which may be carried on any one risk, and providing exemptions from its provisions.

Act provides that no insurance company shall expose itself to any loss on any one risk greater than 10% of its capital and surplus, that no portion of any risk that has been reinsured shall be included in determining the limitation prescribed herein.

Fire and marine, life, title, liability, workmen's compensation and common carrier liability insurance are excepted from the provisions of this section.

#### S. B. 626—SHARKEY.

Adds § § 452b-452f, Civil Code, and amends § 453 Civil Code, relating to mutual benefit associations transacting business upon the assessment plan.

Provides that any association incorporated under provisions of this chapter shall file with insurance commissioner certified copy articles of incorporation, copy of by-laws, bond, and copies of insurance contracts. Insurance commissioner to issue permit. Association shall not issue any contract until 1000 members have applied for membership and paid for applications. Association to maintain minimum membership of 1000 members. Association shall have power to merge, consolidate or reinsure its membership with any solvent corporation transacting a life insurance business. Association shall not accept any member who is more than fifty-five years of age.

§ 453. Each association may on death of member levy an assessment on surviving members, collect the same and pay benefits provided in contract of insurance issued to said deceased member to nominee of such decedent; also provides for payment of annual dues by members which annual dues shall not exceed sum equal to \$5 per \$1000 or fraction of insurance written. No member subject to payment of any annual dues in excess of that established when he joined association.

S. B. 627—SHARKEY.

Amends § 596, Political Code, relating to insurance.

Omits provision as to insurance "on property located in this state." Substitutes word "risk" for "on any property located within this state."

S. B. 628—SHARKEY.

Amends § 623, Political Code, relating to filing bonds by insurance companies.

Provides insurance commissioner must require every company before transacting insurance business to file bond signed by company as principal and "a company authorized to transact surety business in this state, as surety."

Substitutes "surety company" for "two sureties to be approved by commissioner."

Omits provision that "nothing in this act shall be construed to apply to or affect county mutual fire insurance companies or reciprocal or interinsurance exchanges."

S. B. 629—SHARKEY.

Amends § 453hh, Civil Code, relating to land value insurance, and providing penalties for violation.

Increases amount of capital stock of land value insurance corporation from \$100,000 to \$250,000. Capital stock to be deposited with insurance commissioner. Insurance commissioner may waive this requirement where corporation organized and transacts business in another state, and there is satisfactory evidence capital deposited with commissioner of company's home state for benefit of policy holders.

Omits provision that money be deposited with state treasurer as guarantee fund, but provides money or securities shall be held in trust by "insurance commissioner."

Omits provision that securities or money so deposited may be withdrawn or exchanged with approval of insurance commissioner.

The words "insurance commissioner" are substituted for "state treasurer" throughout act.

Omits from subdivisions 2, 3, 4, 5, § 421, Civil Code, that "supplemental reserve shall be invested in such securities as specified in said § 421, Civil Code."

S. B. 630—SHARKEY.

Amends § 634a, Political Code, defining "company" and "capital stock," and exempting county mutual fire insurance companies, omits from provisions corporations doing or transacting business of mutual insurance on assessment plan as defined in § 453d, Civil Code.

S. B. 631—SHARKEY.

Adds § 633bb, Political Code, relating to life insurance companies, prohibits issue or delivery of stock or securities with life insurance policies.

Prohibits any life insurance company, corporation or stock company acting as agent of life insurance company, to issue or deliver agency company stock, other capital stock, benefit certificates, shares in common law corporations securities, any special or advisory board contracts promising returns and profits as inducement to insurance. No life insurance company shall be authorized to do business which issues or permits agents to issue such stock, certificates, securities, bond or agreement. Act makes it mandatory for insurance commissioner to revoke license in cases of violation.

S. B. 632. SHARKEY.

Adds § 596c, Pol. C., prohibiting insurance companies organized in California from doing business in states where not licensed.

Makes unlawful for insurance company licensed under laws of this state to solicit or effect insurance in other states or territory without being first legally admitted in foreign state; provides insurance commissioner shall revoke license to do business in this state, and for payment of taxes on such business to state or territory wherein insurance was written.

S. B. 633. SHARKEY.

Amends § 421, C. C., relating to investments of capital and accumulations of insurance companies.

Only changes are:

Line 34, page 3, where semicolon is substituted for comma before words "or bonds of any permanent road division,";

Line 37, page 3, comma substituted for semicolon before words "or bonds issued by any city, city and county,";

Line 40, page 3, semicolon substituted in place of comma before "provided";

Line 14, page 4, semicolon substituted for comma before "provided."

Also subdivisions of act renumbered by using Arabic in place of Roman numerals.

See A. B. 625, identical bill.

#### S. B. 634. SHARKEY.

New act. Provides for incorporation in certain policies of life insurance incontestable clause.

Provides no policy of life insurance be issued or delivered unless it contain provision policy and application constitutes entire contract between parties and after in force a specified time, not later than two years, shall be incontestable except for nonpayment of premiums or violation of express conditions, in which case liability of company may be limited to definite amount.

Provides company may issue special form policy on life of person employed in occupation or residing in location classed as hazardous; also statements made by insured, in absence of fraud, deemed representations and not warranties.

#### S. B. 635. SHARKEY.

New act. Prescribes conditions under which life insurance companies may issue or deliver within state, policies of life insurance, providing for payment of benefits in event of permanent disability of insured.

Permanent total disability benefits may be issued in conjunction with life insurance policies, but no policy including such coverage shall be issued or delivered in this state unless same contains certain provisions prescribed by act.

Life insurance companies may include provisions for payment to beneficiary of any unpaid indemnity payments which may be due at date of death of insured; coverage shall terminate upon marriage, if insured be a woman; for termination of coverage in event of insured's engaging in military or naval service in time of war; also may provide for restricting or limiting amount of coverage in event of insured's engaging in aerial navigation.



Expressly provides none of provisions relating to accident and health insurance specified in statutes of California, 1917, page 957, applicable to act.

Also no permanent total disability clause shall be incorporated or issued in conjunction with such policy of life insurance until form of such clause filed with insurance commissioner.

S. B. 636. CANEPA.

Amends § 24, Act 6386, "Public Utilities Act," re "passenger stage corporations."

Includes street railway corporation operating passenger stage, within meaning of the term "passenger stage corporation."

S. B. 637. CANEPA.

Amends § 5, Act 5129, re regulation of companies transporting persons and property for compensation.

Provides in case of revocation of certificate of public convenience and necessity by railroad commission, sufficiency of the cause for such revocation shall be reviewable by court of competent jurisdiction.

S. B. 638. CANEPA.

Amends § 504, Act 6386, Public Utilities Act.

Railroad Commission not to issue certificate of public convenience and necessity to any transportation company allowing such company to duplicate partially or wholly service being rendered by another company, even when need exists, unless after notice the operating company fails to improve its service. Determination of question of necessity and convenience confined to needs of public for the particular class of service asked for.

S. B. 639. CARTER.

New act, supplementing School Code Bill (S. B. 22), adds § § 6.470-1 and 6.470-2.

§ 6.470-1. Creates "school supply revolving fund" and authorizes county superintendent of schools to transfer thereto 12½ per cent of unapportioned county and elementary school fund.

§ 6.470-2. Revolving fund to be used for purchasing supplies, equipment, for elementary and high schools requesting same.

Allows superintendent to transfer moneys from district fund to revolving fund as necessary, without issuing warrants.

Memorandum of cost price of supplies delivered to be in triplicate, original for records of school purchasing. Superintendent to file duplicate with county auditor, and triplicate with county treasurer.

Authorizes superintendent to hire help for distributing same and limits cost price to schools to original cost plus a handling charge not exceeding 10 per cent of cost price.

S. B. 640. MERRIAM.

Adds § 3614, Pol. C.

Enabling act to carry out provision 1b of Art. XIII of constitution relating to the exemption of cemetery property.

Following property declared to be exempt under the provisions of Sec. 1b, Art. XIII:

(1) Land and improvements thereon held by any person for burial of self or immediate relatives; or by corporation for burial, without cost, of members;

(2) Land and improvements used for walks, drives, ornamental lawns and sculpture within a cemetery having property of class 1;

(3) Chapels or vaults on or buildings used to house persons maintaining cemetery grounds containing properties of class 1 or 2;

(4) Personal property necessary for upkeep and maintenance of exempt property; but securities and investments not considered as necessary for upkeep of property.

Exempt claimants to file affidavit with assessor giving description of property and statement that the same is not held or used for profit and such other additional proof as the assessor may require.

Board of supervisors given authority to review any finding of assessor that property is not exempt.

Failure to file affidavit claiming exemption deemed waiver of exemption.

S. B. 641—INMAN.

Revises Act 9205, relating to public weighmaster.

§ 1 divided into subdivisions (a), (b) and (c). As revised, defines public weighmasters as persons, firms, corporations or individuals engaged in business of public weighing. No person shall act as weighmaster until he has obtained license from state. Under present law public weighmaster is defined as person engaged in public weighing for hire, or person, firm, or corporation who shall weigh or measure any commodity, product or article and issue weight certificate which shall be accepted as accurate weight.

Requires \$1,000 bond and payment of license fee of \$20. Under present act fee is \$10.00.

No person shall act as agent of public weighmaster unless licensed.

No certificate of weight shall be issued without affixing seal which seal is provided by state superintendent of weights and measures.

Person deemed public weighmaster whenever he issues certificate purporting to be weight of any commodity or article weighed by him. All certificates shall be of same size, shape and contents; to be numbered consecutively, commencing with number one on first day of each calendar year, and bound in nonremovable book form.

Weighmaster who falsifies certificate, guilty of a felony.

No public weighmaster shall issue certificate as to any commodity or article owned by him or in which he has an interest.

Public weighmaster who violates act forfeits his bond and amount of such bond shall be available to recompense person injured, balance, if any, to belong to state.

Fund created, known as "division of weights and measures fund."

#### S. B. 642—INMAN.

Adds § § 372*h*, 372*i* and 372*j*, Political Code, creating in department of public health a division of weights and measures, in charge of superintendent; term of office, four years; salary, \$4,000; official bond in sum of \$5,000.

Transfers to said department the present functions of division of weights and measures of state department of agriculture.

#### S. B. 643—WELLER.

Adds § 2*a*, Act 8199, Improvement Act 1911.

Provides that city council before adopting resolution of intention, shall order proper city officer to prepare report showing estimated cost of proposed work, assessed valuation and indebtedness outstanding by reason of bonds or assessments. In outstanding indebtedness, where apportionment of specific amount to each parcel of land has not been made, estimate shall be made. Property publicly owned and used to be assessed based on assessed value of lands in close proximity.

Upon receipt of report, city council shall determine whether estimated cost, less contribution by city, will exceed two-thirds of assessed valuation. If estimated cost exceeds two-third of assessed valuation, city council shall have no power to pass resolution; if not, and contract executed for said work, any action based on the exceeding of said limitation shall be barred.

S. B. 644—HURLEY.

Amends § 2, Act 8199, Improvement Act 1911.

Section now provides that city council may when public interest or convenience require order certain improvements.

Bill provides in addition that petition by property owners requesting such work to be done shall have typed thereon in bold face the kind, description or trade name of materials proposed to be used in such work; or if proposed to leave specifications open, "open specifications" shall be printed therein.

S. B. 645. EDWARDS.

Adds § 13a, Act 6488, "The grade separation Act of 1927." Authorizes the legislative body of any political subdivision of state to provide for separation of grades at two or more grade crossings in one proceeding, when public safety requires same to be done.

Provides that terms "grade separation," "separation of grades" and "crossing," when used in singular, shall include the plural.

S. B. 646. MUELLER.

Amends § 3664aa, Pol. C., relating to the taxation of highway transportation companies.

Tax on highway transportation companies transporting property on the public highways of the state over a regular route reduced from 5% to 4½% of gross receipts from operation.

S. B. 647. MUELLER.

New act relating to license fee on gross receipts to be charged operators of motor vehicles transporting property over the public highways of state.

§ 1. Terms defined: (a) "operator" includes those operating motor vehicles upon public highways of state for the transportation of property for hire; (b) "registration certificate" includes any and all certificates of registration of motor vehicles issued by division of motor vehicles; (c) "motor vehicles" includes all vehicles operated upon or over public highways of state whether propelled or operated by steam or electricity, gasoline combustion or inflammable liquid fuels; (d) "gross receipts from operation" includes all receipts from the operation of motor vehicles from operations beginning and ending entirely within this state or a proportion based upon the proportion of the mileage within this state to the entire mileage when interstate operations.

§ 2. Operators of motor vehicles required to secure from state board of equalization a license to operate.



§ 3. License to be issued by board and board to furnish emblem for each motor vehicle for which a license has been issued.

Nonoperators of freight carrying vehicles not included within classification of "operators" as used in act required to have exempt emblems on vehicles.

Appropriates \$10,000 from motor vehicle fuel fund, for benefit of state board of equalization, for purposes of designing, preparing and securing emblems.

§ 4. "Operators" to file report with state board of equalization ten days after each quarter of calendar year. Report to show gross receipts from operation and such other matter as may be required by state board of equalization.

Tax equal to  $4\frac{1}{4}\%$  of gross receipts to be levied and assessed by board.

Tax levied by board subject to deduction for amounts paid to counties or municipalities and state for license fees for operation of motor vehicles.

State board of equalization to send tax roll to state controller within thirty days after the close of every quarter period, state controller to collect amount of tax.

Board of equalization allowed to make arbitrary assessment against operators failing to file reports, assessment to bear 15% penalty.

§ 5. State board of equalization authorized to prescribe form of reports and to subpoena witnesses.

Attorney general required to bring suit at request of controller to recover any unpaid tax.

Operators holding license may pay tax under protest and may bring action against state treasurer for recovery of tax.

§ 6. Division of motor vehicles to suspend registration certificates held by any operator neglecting or refusing to obtain license issued by state board of equalization.

§ 7. "Operators" operating vehicles without obtaining license or "operators" making false reports guilty of a misdemeanor and subject to a fine up to \$500 or imprisonment up to six months or both fine and imprisonment.

"Operators" failing to pay tax within fifty days after end of quarter to have certificate of registration suspended by division of motor vehicles.

License fees or taxes to be paid within forty-five days after end of quarter or delinquency penalty of 10 per cent accrues.

§ 8. Sums paid to state controller to be deposited in state treasury to the credit of motor vehicle fuel fund. Moneys remaining in motor vehicle fuel fund after payment of \$10,000 appropriation to state board of equalization provided for in § 3 to be distributed one-half to the state for the maintenance and repair of public highways and remaining one-half to be apportioned among counties of state, in proportion that number of motor vehicles registered within each county bears to the total number of motor vehicles registered with division of motor vehicles.

§ 9. Act not applicable to motor vehicles operated exclusively within incorporated cities or towns nor to vehicles taxed under the provisions of § 3665aa of Pol. C. (Common carriers operating over a regular route between fixed termini.)

§ 10. Provisions of § 3669, Pol. C., relating to the corporation of illegal assessments incorporated by reference.

§ 11. Act to take effect on the first day of October, 1929.

#### S. B. 648. CLEVELAND.

New act. Authorizes municipal corporation to purchase or lease real or personal property necessary for purpose of securing works or plants for supplying inhabitants of corporation with light, water, power, heat, transportation, telephone service or other public utilities.

Authorizes municipal corporation to acquire, construct, own, operate, control or use said works or plants to furnish light, water, power, heat, transportation, and telephone service. Whenever there is a surplus of such water, light, heat or power, city may sell such surplus.

Whenever city acquires property by lease, for a longer term than ten years, same shall be submitted to voters of city, to be approved by majority vote. In no event shall a lease be for a longer term than forty years. City may purchase any plants or works upon the installment plan, and may levy tax for payment of rentals or installments.

#### S. B. 649. HERBERT C. JONES.

Amends § 25, Act 591, State Bar Act.

Provides that the board of governors of the state bar shall have no jurisdiction over any judge, district attorney, city attorney or elective or appointive official.

#### S. B. 650. HERBERT C. JONES.

New act. Authorizes the judicial council to prescribe rules governing administration of courts, distribution and disposal of business and to modify, amend any rule or rules, and the judicial council shall have power to make rules relating to the simplification of the system of pleading, practice and procedure in the courts, to promote expeditious and economical administration of justice.

**S. B. 651. HERBERT C. JONES.**

New act. Authorizes any city, town, sanitary or sewer maintenance district by ordinance to fix and collect rates for service given to be paid into sewer operation fund and used solely for upkeep and operation of sewer system, after adoption of ordinance no tax may be levied for such purpose. Rates made a charge against property served or benefited by system. May be made a lien by ordinance, and provision made for foreclosure.

**S. B. 652. HERBERT C. JONES.**

Appropriates \$65,000 to be used by state department of public health, for investigation of proper methods of sewage and industrial wastes disposal. Department given power to employ and fix compensation of necessary personnel.

**S. B. 653. MERRIAM.**

Amends § 3665*b*, Pol. C., relating to the definition of operative property of public utilities taxed upon their gross receipts. Existing law provides that property must be used exclusively by railroads, car companies, express companies, telephone and telegraph companies and gas companies; amendment adds to requirement of use that the property must be owned by the utility using the property.

Property not in actual use on the first Monday in March, except that in reserve or under construction, subjected to local taxation.

**S. B. 654. GARRISON.**

New act, supplementing School Code bill (S. B. 22), adds §§ 2.730*a*, 2.731*a*, 2.732*a*, 2.733*a*, 2.734*a*, 2.735*a*, 2.736*a*, 2.737*a* and 2.738*a*.

§ 2.730*a*. Junior college board may petition to annex contiguous high school district when principal of junior college presents statement showing average daily attendance of pupils, parents residing in such contiguous district, was three or more for preceding two years.

§ 2.731*a*. Board of supervisors to set petition for hearing, publish notice and mail copy to each high school district trustee.

§ 2.732*a*. Board to meet and receive any protest. If no protest, must make order annexing such district.

§ 2.733*a*. If protest filed signed by 500 or more qualified electors of high school district, supervisors to order election to determine question.

§ 2.734*a*. If election favors annexation supervisors to make order annexing district and file copy with county clerk of each county in which a board of the college district is situated.

§ 2.735*a*. No other election or question of such annexation may be called until one year from date of filing original petition.

§ 2.736a. If two junior college districts petition annexation of same district, county superintendent of high school district shall make recommendation upon which board will act and make order stating to which college district same shall be annexed.

§ 2.737a. High school district annexed not liable for any part bonded indebtedness of junior college district. Junior college district shall constitute same type of district as if it were being newly formed.

§ 2.738a. After annexation property of original junior college district shall become property of junior college district formed.

**S. B. 655. GARRISON.**

Supplements School Code bill (S. B. 22). § 4.630 of act supersedes § 4.630 of School Code bill, derived from Act 1477, § 15.

Provides method for computing annually total cost of educating junior college pupils residing in county and not in any junior college district. Receipts from bond issues and sources other than district tax are to be deducted from entire expenditure of junior college district. Remainder to be divided by average daily attendance in district. Quotient, multiplied by average daily attendance from county is the cost of educating each pupil therefrom.

**S. B. 656. ROCHESTER.**

Adds § 594b, Pol. C., re supervision of companies issuing burial contracts and certificates. Requires certificate of authority to transact business be obtained annually from insurance commissioner. Makes laws governing life insurance applicable to issuance of burial contracts or certificates.

**S. B. 657. MUELLER.**

Adds §§ 597h and 597i, Pen. C., relating to dogs.

§ 597h makes cropping of ears or having in possession dog with cropped ears, a misdemeanor, unless dog is registered as provided in Pen. C. 597i. Possession of dog with cropped ears made prima facie evidence of violation of section.

§ 597i provides for registration of such dogs with cropped ears by filing with county clerk a certificate of cropping. A registration card is issued, the possession of which overcomes prima facie presumption established by § 597h. Person filing false certificate, guilty of misdemeanor.

**S. B. 658. CROWLEY.**

New act, relating to handling and sale of eggs and manufacture of egg products.

Defines eggs unfit for human food, and makes sale of such eggs for human food purposes unlawful. Requires every retailer or wholesaler



purchasing eggs from producer to candle them. Eggs found unfit for human food required to be broken and denatured so as to render them unfit for sale as human food.

After November 1, 1929, every egg dealer buying from producers and selling to other dealers required to obtain class I license, at annual fee of \$5, from department of agriculture, and every dealer buying from other dealers required to obtain class II license, at annual fee of \$10. Licenses issued subject to right of department to revoke or refuse to renew any license for violation of act or rules of department.

Licensees required to maintain place for candling eggs, and to place candling certificate in every case of eggs. Eggs imported into state not having candling certificate required to be candled by first receiver in state.

Department of agriculture given power to enforce act. State egg inspection fund created, into which moneys collected under act are to be paid, and to be used to pay expenses of enforcing act.

Manufacturers of egg products to be used for food purposes required to obtain license, at annual fee of \$100, to be granted after inspection of establishment by department of agriculture. License number required to be placed on container of products manufactured.

Provides penalties for violations of act.

Repeals Act 2220, regulating grading of eggs and sale of eggs unfit for human food.

S. B. 659. McKINLEY.

Adds §§ 1468*a*–1468*d*, C. C. P., relating to administration of estates of less than \$2,500 in value.

1468*a*. When decedent leaves widow or minor children, person petitioning for letters of administration or probate of will may include prayer that estate, if found to have net value of less than \$2,500, be set aside to widow or minor children. Notice of hearing of petition required to show it includes such prayer.

1468*b*. If petition for letters or probate of will does not include such allegation, widow, or, if none, guardian of any minor children, may, at any time before hearing on petition, file petition to have estate set aside to widow or minor children. Hearing on original petition and on such petition required to be set for same day.

1468*c*. Upon filing of any petition containing allegation provided for in § 1468*a*, court may, if requested by petitioner, at once appoint one inheritance tax appraiser to appraise estate. If on hearing court is not satisfied net value of estate is less than \$2,500 in value, and no appraiser has been appointed, it may appoint appraiser and continue hearing until report is filed.

1468*d*. If on hearing court finds net value of estate to be less than \$2,500, it shall assign whole estate to widow, or, if none, to minor children of deceased, subject to liens on estate at death of deceased, and to payment of expenses of last illness of deceased, funeral charges, and expenses of administration. If net value of estate found to exceed \$2,500, estate shall be administered in usual manner. Sections added not to be construed as preventing appointment of special administrator in proper case, or preventing proceedings under C. C. P., § 1469, when inventory has been returned.

S. B. 660. MERRIAM.

New act. Provides for conveyance to Los Angeles County of right of way for highway across lands of Norwalk State Hospital.

Empowers director of finance to make such conveyance for such consideration and subject to such conditions as he shall designate.

S. B. 661. McKINLEY and PEDROTTI.

New act, relating to appellate courts. Creates an additional division in district court of appeal of second appellate district, to be known as division 3.

S. B. 662. McKINLEY and PEDROTTI.

Amends C. C. P., § 67*a*, relating to number of superior court judges in Los Angeles County. The specific number thereof not indicated in bill in its present form.

S. B. 663. CARTER.

Amends §2 of Act 6386, relating to public utilities.

Includes cement corporations within term "public utilities" and defines cement corporation as every person, association or corporation engaged in the manufacture of cement.

S. B. 664. MERRIAM.

Appropriates \$75,000 for site, construction and equipment of armory at Long Beach on condition Long Beach appropriate same amount for same purposes.

S. B. 665. BREED.

Appropriates \$125,000 to be expended by regents of University of California for construction on Berkeley campus of John M. Eshleman Memorial Building to house publication and literary activities of students on condition similar amount be donated from private sources.

S. B. 666. McKINLEY.

Adds § 1104*a*, Pen. C., relating to admission of confessions in evidence.

Provides no confession or admission made while in custody of peace officer or under arrest admissible in a criminal trial except transcript of statement made in presence of a magistrate. No part of statement admissible unless whole is offered. Magistrate required to inform person making statement of his legal rights and to affix certificate to transcript showing provisions of section were complied with. Certificate made prima facie evidence that statement was free and voluntary.

Provides statement made in similar manner before grand jury may be used in same way as statement before magistrate.

**S. B. 667. NELSON.**

Amends § 1, Act 2262, relating to conduct of election campaigns.

Omits requirement that statement of campaign expenses must be recorded with county recorder by candidate voted for at any public election where office is other than one filled by election of state or subdivision greater than a county, or is that of assemblyman, state senator, representative in congress or member of state board of equalization.

**S. B. 668. NELSON.**

Amends § 30 of Act 2256, Direct Primary Law.

Omits requirement that statement of campaign expenses of candidates for nomination to elective office must be recorded with county recorder of county of residence.

**S. B. 669. ROCHESTER**

Amends § 1525, Pen. C., relating to search warrants.

Adds requirement that no search warrant shall be issued to search any private dwelling unless dwelling is being used for commission of a public offense.

Term "private dwelling" defined as including room in an apartment house, hotel or boarding house, used as a residence.

**S. B. 670. ROCHESTER (by request).**

Amends §§ 3617, 3627, 3627a, 3628, 3629, 3650, Pol. C., relating to taxation, to effect the tax on securities provided for in article XIII, § 16, constitution.

§ 3617. Amended to include itemization of securities mentioned in § 16 of article XIII (notes, bonds, debentures, etc.). Definition of fixtures amended to include machinery and equipment, regardless of how affixed to buildings. Provides that in determining actual value of securities assessor shall not take into account any common method or custom of assessing other properties. Fixes situs for taxation of securities as domicile of owner, or in case of a corporation with principal place of business outside state, the situs of securities accruing from business done within this state shall be in this state.

§ 3627. Provides that securities shall be taxed at their actual value, as defined in § 3617.

§ 3627a. Provides an all inclusive method for taxation of properties mentioned in § 16 of article XIII. Tax to be at  $\frac{3}{10}$  of 1% upon actual value of property. Tax to be assessed, equalized and collected in same manner as other county taxes. Tax to be equally distributed between county municipality and school districts wherein property is situated. Provides that owner shall make return of property without demand on part of assessor. Failure to make return subjects owner to penalty of four times the assessment. Tax to be paid at noon on the first Monday in March unless tax is a lien upon real estate under other provisions of Code.

§ 3628. Provides that in addition to deduction for debts, owed to bona fide residents of state, from credits a deduction may be made from notes and any equitable or legal interest therein.

§ 3629. Provides that assessor may at any time during year examine records of any person to make a proper assessment. Adds provision that information secured from records is to be held secret.

§ 3650. Eliminates as an item to be shown on the assessment roll "the amount of money"; adds as an item to be shown on the assessment roll the actual value of securities.

#### S. B. 671. ROCHESTER.

Amends §§ 4, 8 and 17, and adds § 18a, Act 6341, relating to permits to prospect for and take minerals on state lands.

Surveyor general deprived of authority to issue permits to prospect for oil or gas on tide and submerged lands.

Provision added to § 4 requiring, in case of application for permit or lease covering overflowed land by other than littoral or riparian owner, that applicant serve personal notice of application on littoral or riparian owners of land, or if personal service can not be had, according to regulations of surveyor general.

§ 18a added, giving surveyor general authority to refuse to grant any permit or lease, when in his judgment prospecting or mining would cause damage to property near land applied for.

See A. B. 151, Stats. 1929, chapter 7, which temporarily suspends certain features of said Act 6341.

#### S. B. 672. ROCHESTER.

Amends § 146, Pen. C., relating to acts of public officers. Adds provision making officer searching private dwelling as defined by § 1525, Pen. C., without a search warrant, or, who while so engaged, maliciously and without reasonable cause, searches any other building or property without a warrant, guilty of a misdemeanor.



**S. B. 673. ROCHESTER (by request).**

New act. Supplements School Code bill (S. B. 22), §§ 5.894, 5.904, 5.910, 5.911, 5.921, 5.1003, 5.1040-5.1048, 5.1060-5.1062 of act superseding sections of corresponding numbers of School Code bill, derived from Act 5838, relating to retirement of public school teachers. Adds § § 5.800a and 5.801a thereto.

§ 5.894 increases retirement salary from \$500 per year to \$1200.

§ 5.904 allows teachers retired because of disability to receive same fraction of retirement salary of \$1200, instead of \$500, as teacher's time of service is of 30 years.

§ § 5.910-5.911 increases retirement salary of teachers retired under Retirement Act 1895 from \$500 to \$1200.

§ 5.921 changes amount deducted from retirement salary of teacher retired because of disability who retires the service and thereafter retires because of service from \$35 per quarter to \$10 per month.

§ 5.1003 increases amount appropriated from inheritance or transfer taxes to public school teachers permanent fund from 5 per cent annually to 15 per cent.

§ § 5.1040-5.1044 increases annual contribution of teachers from \$12 to \$24.

§ 5.1047 increases amount from \$12 to \$24 per year which each teacher applying for retirement must pay for each year's service performed outside state.

§ 5.1048 increases from \$12 to \$24 the amount each teacher who claims exemption and later applies for retirement must pay for each year of service prior to application for retirement.

§ § 5.1060-5.1062 increases amount teacher must pay to permanent fund to be eligible to retirement unless otherwise provided from \$360 to \$720.

§ § 5.800a-5.801a declares part time teachers to be entitled to benefits of and subject to burdens of retirement salary system. Public school teachers retirement fund board to fix retirement salary to which such teachers shall be entitled.

**S. B. 674. ROCHESTER.**

Adds § 146a, Pen. C., relating to falsely representing a public officer. Makes any person doing so, and arresting any person or searching any building or property, guilty of a misdemeanor, punishable by fine of not more than \$1,000, or imprisonment for not more than one year, or by both.

S. B. 675. LYON.

Amends § 340, Pen. C., relating to pawnbrokers.

Skeleton bill.

S. B. 676. LYON.

Adds 3012, C. C., relating to sale of property pledged.

Skeleton bill.

S. B. 677. LYON.

Amends § 341 Pen. C., relating to pawnbrokers.

Skeleton bill.

S. B. 678. WEST.

Adds § 1900a, C. C. P., relating to proof of statutes.

Makes printed books or pamphlets purporting to be session laws or statutes and purporting to have been printed and published by authority of state, *prima facie* evidence of such statutes.

S. B. 679. WEST.

Adds § 2980, C. C., requiring recordation of each conditional sales contract creating in or reserving interest in or lien upon livestock or poultry.

S. B. 680. WEST.

Repeals §§ 2395-2462 and adds in place thereof, §§ 2395-2439, C. C., relating to partnerships.

§ 1. Repeals existing law except as to special and mining partnerships and enacts in place thereof "Uniform Partnership Act" prepared by national commission on uniform state laws.

Changes form of Uniform Partnership Act to conform to C. C., and makes following changes in said uniform act in substance:

Provides that partner's interest in specific partnership property is not community property (page 9, line 8).

Makes act subordinate to statute relating to special and mining partnerships where inconsistent.

Provisions of article seven are omitted and in place thereof are inserted (1) definition of general partnership, and (2) provision superseding inconsistent provisions of C. C. P. as to rights and duties of surviving partner, legal representatives of deceased partner and creditors of partnerships.

§ § 2 and 4. Continue in force provision of C. C. relating to fictitious names and mining partnerships.

§ 3. Repeals all inconsistent acts.

S. B. 681. WEST.

Repeals § § 2477-2510 C. C., relating to special and mining partnerships, and adds § § 2477-2506, C. C., relating to limited partnerships.

Adopts "uniform limited partnership act," prepared by national conference of commissioners on uniform state laws, in place of law relating to special and mining partnerships.

Formal changes are made in said act to conform to California codes. Only one departure from said uniform act is made in substance—bill adds provision that certificates of formation of limited partnerships be signed and sworn to; one of which shall be filed in "clerk's office;" the other in office of recorder of county in which principal place of business of partnership is located. If partnership has places of business in different counties, requires certified copies of certificate to be filed in clerk's office and recorded in each such county.

S. B. 682. WEST.

New act, uniform state law for aeronautics.

§ 1. Defines "aircraft," "aeronaut" and "passenger" as used in act.

§ § 2 and 3. Restate fundamental law as to state sovereignty and property ownership.

§ 4. Prohibits flight at altitude interfering with existing use of lands or waters are dangerous to persons or property thereof. Prohibits landing on land or property of another except forced landings and makes owner or lessee of aircraft or aeronaut liable for damages caused in forced landings.

§ 5. Makes owner and lessee of aircraft jointly liable for damages to person or property by ascent, descent or flight of aircraft of falling objects therefrom unless person or owner or lessee of property damages is guilty of contributory negligence.

Makes aeronaut liable if negligent. Gives injured party lien to extent of damage on aircraft causing same.

§ 6. Makes law as to either torts applicable to liability of owner of aircraft for damage to passengers, aeronauts or other aircraft from collision on land or in air.

§ 7. Provides state law shall apply to all crimes or torts committed in flight over state.

§ 8. Makes state law applicable to contractual or other legal relations entered into during flight over state.

§ § 9 and 10. Make stunt or low flying over thickly inhabited areas or dropping of objects from aircraft, except water or ballast or intentional killing of birds or animals with aircraft, misdemeanor and prescribe penalty.

§ 11. Expresses legislative intent to conform to federal and other state laws.

§ 12. Prescribes short title for act.

§ 13. Repeals inconsistent acts.

**S. B. 683. HERBERT C. JONES.**

Amends § 22, Act 2805b, California fruit, nut and vegetable standardization act.

Adds certain specifications to standards of grapes of groups A and B. Adds requirements for Thompson seedless variety and as to content and marking of fancy grapes packed in sawdust, cork or similar material.

Removes color requirements of white varieties of 1-B grade when testing 20 per cent soluble solids in juice.

Provides for grade 1-B mixed grapes.

Makes "color" a general requirement in all cases.

Adds to requirements in standards of "uniformly well colored" and "well colored" grapes.

Adds definitions of "weak berries," "wet," "free from mildew," "damage caused by mildew," "stems free from damage caused by mildew," "excessively small," and "severe freezing injury."

Changes specifications for standard containers.

**S. B. 684. CROWLEY.**

New act. Provides for professorship of nursing at University of California.

Empowers director of finance to agree with regents of University of California for maintenance of nursing professorship at Berkeley by granting \$30,000 to regents in trust therefor. Appropriates said sum from fund for examination and registration of nurses and prohibits use of principal thereof. Provides if said fund is abolished and special nurses' fund is created by Legislature at current session, appropriation is to be made from any money in latter fund not otherwise appropriated.



S. B. 685. DUVAL.

New act, providing for supervision of dams and reservoirs.

§ 1 Declares purpose of act is to protect lives and property by requiring permit from director of public works for construction, operation and maintenance of works for storage of liquids.

§ 2. Defines "director," "state engineer," "owner," "consulting board," "dam" and "reservoir," as used in act.

§ 3. Prohibits owner from owning, controlling, constructing, maintaining or operating dam or reservoir without permit from such director. Makes act inapplicable to dams or reservoirs owned or operated by federal government. Confers on state engineer discretionary power to determine when dam or reservoir constitutes menace to life or property.

§ 4. Requires application for permit within three months after act takes effect to maintain and operate dam or reservoir, then in operation, and filing with state engineer within six months "thereafter" of plans and specifications, description of foundations and other data concerning such dams and reservoirs required by him. Allows continued operation and maintenance in interim upon compliance with alterations, repairs, rules and regulations prescribed by state engineer.

§ 5. Prohibits impounding of liquids in dams or reservoirs, in course of construction when act takes effect, without permit. Allows owner pending permit to continue construction upon filing, within sixty days after act takes effect, of plans and specifications, descriptions and other data, and making alterations and additions required by state engineer.

§ 6. Requires permit to begin construction of new dams or reservoirs.

§ 7. Requires director to issue permits within thirty days after receipt of favorable report from state engineer showing such approval and reciting rules and regulations governing construction, operation and maintenance. Requires director, on recommendation of state engineer, to suspend, and on "notice" and "opportunity to be heard," to revoke, alter or amend permits.

Prescribes fee of \$50 for filing applications for permits.

§ 8. Prescribes powers and duties of state engineer in supervising dams and reservoirs and requires rules and regulations formulated by him to be "reasonable."

§ 9. Allows state engineer on own initiative and requires him on request of owner applying for permit, to name six civil engineers or geologists especially skilled in construction of dams and reservoirs, three of whom, named by owner, constitute board to make independent final and conclusive investigation and report in premises.

Requires costs and expenses of such board to be paid by owner.  
Makes state employees ineligible for appointment to board.

§ 10. Makes findings of state engineer or consulting board as to terms and conditions of permits conclusive on "other state agencies" as to safety of design, construction, maintenance and operation.

§ 11. Prescribes penalties for violations of act. Makes failure by "owner" to comply with act or "any order, decree, decision, rule, direction, demand or requirement" of state engineer or director, (1) if before impounding liquid, misdemeanor, subject to fine not exceeding \$1,000, and (2) if while water impounded, felony, punishable by confinement in state's prison not exceeding five years.

Makes each violation, and if continuing violation, each day's continuance, separate offense.

Purports to make "owner" guilty of violations by his "officer, agent or employee."

Declares act shall not release or waive civil rights or remedies of state, persons or corporations.

#### S. B. 686. HANDY.

New act. Declares right of people in waters of Clear Lake over lands described in section 1 of Act 1409 terminated.

#### S. B. 687. HANDY.

Amends § 632, Pen. C., relating to protection of fish.

Makes open season on steelhead trout in that part of Eel River in fish and game district two November 1 to February 28 of following year and bag limit three fish per day.

#### S. B. 688. SLATER.

New act, relating to number of judges of superior court in Sonoma County.

Increases number of judges of superior court of Sonoma County from 2 to 3. Requires additional judge to be appointed 30 days after this act becomes "a law," to hold office until next general election in November, 1930.

#### S. B. 689. SLATER.

Amends §§ 1919, 1927, 1954, 1983, 2077, 2081, and repeals 1913, 1921*a*, 1928*b*, 1928*c*, 1928*d*, 1929-1932, 1932½, 1933, 1934½, 1962 and 1968, Pol. C., relating to the National Guard.

§ 1919. Makes federal law, and rules and regulations for government of national guard, including national defense act, national guard regulations and courts martial manual, so far as consistent with California

law, rules and regulations of California national guard. Section now provides rules and regulations of "United States army" apply.

§ 1927. Eliminates office of assistant attorney general having rank of lieutenant colonel. Removes qualifications prescribed for grade of major in adjutant general's department.

§ 1954. Makes tests prescribed by President govern granting of commissions and promotions. Delegates power to three officers, appointed by Secretary of War from regular army or national guard, to examine aspirants for commissions.

§ 1983. Makes regulations of U. S. military bureau or commander in chief, and not order of commanding officer, govern transfer of enlisted men. Permits transfer without demotion where vacancy exists in same grade.

§ 2077. Allows national guard officer detailed for special duty base pay for his grade provided by U. S. Army pay tables, instead of \$3 per day.

§ 2081. Requires adjutant general and commanding and supply officers of national guard and naval militia and "such other officers and employees as may be required so to do by the adjutant general" to give bonds to state. Present act requires bonds of "all officers." Makes bonds of commanding and supply officers \$2,000 in all cases and gives adjutant general power to prescribe amount of bonds of employees. Makes officers chargeable for shortage in federal funds in their hands and supply officers accountable for property issued to headquarters to which they are attached. Requires moneys in custody of any officer or employee to be deposited in bank.

Repeals § 1913, allowing substitutes to be furnished for persons called or drafted into service; § 1928*a*, relating to inspector general's department; § 1928*b*, relating to judge advocate general's department; § 1928*c*, relating to ordnance department; § 1928*d*, relating to quartermaster corps; § 1929, relating to medical department; § 1930, relating to corps of engineers; § 1931, relating to signal corps; § 1932, relating to coast artillery; § 1932½, relating to field artillery; § 1933, relating to cavalry; § 1934½, relating to machine gun units; § 1962, requiring resignation of commission by officer accepting commission in staff corps; and § 1968, permitting brevet commissions to be conferred.

#### S. B. 690. CANEPA.

Amends § 3664*a*, Pol. C., relating to taxation of railroads.

Reduces tax on property of steam railroads, not operated as part of another system and not exceeding 250 miles in length, from 7 to 5¼ per cent of gross receipts.

S. B. 691. CANEPA.

New act, re state owned toll bridges.

Creates state highway bridge board in Department of Public Works, to consist of Director of Public Works, Director of Finance, and State Controller.

Empowered to finance, operate and contract for the construction, maintenance and operation of toll bridges across any of the navigable waters of this state; to issue bonds for construction of bridges and acquisition of approaches thereto. Directed to fix toll rates for bridges constructed under act.

Revenues derived from the operation of each bridge deposited in special fund to bear name of bridge. When interest and principal of all bonds in respect to a particular bridge are paid in full, the bridge shall be and remain a part of the state highway system and no charge shall thereafter be collected for use of the bridge.

S. B. 692. CANEPA.

Adds § 629b, Pen. C., re protection of fish.

Made misdemeanor to use salmon roe or fish eggs as fish bait or to buy, sell or have in possession such roe or eggs for such purpose.

S. B. 693. CANEPA.

New act, re possession of machine guns.

Anyone possessing a machine gun shall be punished by imprisonment in state prison not to exceed three years, or by a fine not to exceed \$3,000, or both.

Act not to prevent any peace officer, or any bank or person regularly engaged in transportation of money or valuables, or any theatrical costumer or moving picture producer, or established dealer in such type of firearms from possessing such guns.

S. B. 694. INMAN and MURPHY.

New act, re manufacture and sale of cement by state.

Department of Public Works empowered to purchase or acquire by eminent domain property containing materials suitable for manufacture of cement and cement products, and to construct and maintain cement plants.

All cement or cement products manufactured to be used exclusively for state purposes, but surplus thereof may be sold to any county or city and county of the state to be used exclusively for public works thereof. None to be sold or furnished for private use or profit.

Appropriates \$1,000,000 therefor.



S. B. 695. INMAN.

Amends § 111, Pen. C., relating to expense of trial of convicts. Bill amends section to provide that in addition to the expense of actual trial of any convict for escape from state prison or for any crime committed therein, as now provided, the expense of investigation and preparation of his trial must likewise be paid by board of prison directors to the county in which trial of the convict was held, from moneys appropriated for support of the state prison.

S. B. 696. INMAN.

New act, relating to registration of hunting and fishing clubs.

Requires every incorporated or unincorporated hunting or fishing club having three or more members occupying any fixed abode during the hunting or fishing season to pay \$5 per annum to division of fish and game for a special license, and requires every such club to keep an accurate list of all members of club, their respective license numbers, and the exact number and species of game killed and fish caught by each member during season.

Requires list so kept be verified and filed with fish and game commission at end of each season. Penalties are provided for violation of any of provisions of act applicable to regular members of unincorporated clubs and to officers of incorporated clubs.

S. B. 697. INMAN.

Adds §363j, Pol. C., relating to architectural services furnished by department of public works.

Actual cost of architectural services furnished by said department to any state agency supported otherwise than by appropriations from general fund must be paid by such state agency, from moneys appropriated for support of agency. Such costs to be paid into state treasury "to the credit and in augmentation of" the budget appropriation for department of public works.

S. B. 34 and A. B. 755 also each add a new section numbered 363j to Pol. C.

S. B. 698. INMAN. (By request).

Amends §§ 1, 2, 3, 8, 9 and 10, Act 2070a, relating to licensing and regulation of private detectives and detective agencies.

§ 1. Extends definition of "persons" required to obtain licenses to include peace officers and special agents.

§ 2. Enlarges definition of "private detective" to include person furnishing "detectives, investigators, secret employees, store checkers, store detectives."

§ 3. Adds requirement that applicant for license shall submit his record as private detective and establish to satisfaction of board of prison directors that he, or if applicant be a partnership or corporation, that one of officers or members thereof, has had practical experience as a private detective, consisting of at least three years employment by reputable agencies.

Substitutes provision that application be approved by five citizens who have known applicant for two years, for present provision requiring approval of five freeholders having five-year acquaintance with applicant. Licensee required to post license in conspicuous place at principal place of business.

§ 8. Adds provision that officers appointed to enforce act must have had at least five years experience as a private detective, three years of which have been in California.

§ 9. Gives licensees same exemptions as peace officers from county and municipal traffic regulations.

§ 10. At present exempts members of state, county or municipal police forces engaged in performance of official duties from provisions of act. Amendment limits exemption to cases where no compensation is received other than that provided by law.

#### S. B. 699. INMAN.

Amends § 103, C. C. P., relating to salaries of certain justices of the peace.

Increases the salary of every justice of the peace in each city of the 2½ class from \$4,000 to \$4,800 per annum.

#### S. B. 700. FELLOW.

New act. Re state-owned toll bridges.

Empowers department of public works to acquire by purchase or condemnation, bridges, real estate, rights, franchises, privileges, easements, or other property helpful in ultimately doing away with toll bridges.

Authorized to issue bonds for the purpose of buying such property, payable only out of such funds as may be derived from operation of toll bridges by state. After discharge of bonded indebtedness or lien the bridges are the property of the state.

Empowered to build bridges across any water or stream in state constituting boundary line between state and other states. Department is to design all bridges built and may build same itself or under contract. Authorized to charge, collect tolls which, if fixed in any bond or bonds, may not be reduced without consent of holder or holders thereof.

Moneys collected to be paid into the "highway bridge fund" and used only for purpose of act.

Authorizes governing body of any city, city and county, or county to contribute money or rights of way, labor, materials and other property toward the building, acquiring or maintaining of bridges. Authorizes the issue of bonds thereof for such purposes.

Authorizes department to enter into agreement with railroads for use of bridges. Authorizes department also to acquire and construct tubes and tunnels in connection with such bridges and makes provision of act relating to bridges applicable to tubes and tunnels.

#### S. B. 701—FELLOW.

New act, relating to construction of toll roads and toll bridges.

Gives department of public works power to grant franchises and licenses for construction of toll roads and bridges throughout state and power to fix rate of tolls thereon when so constructed.

Operators of a toll road or toll bridge constructed under any "existing valid franchise" must keep records of cost of construction, operation and maintenance thereof, and regularly transmit such records to department of public works in such form as may be prescribed by the department.

#### S. B. 702. FELLOW.

Act repeals act 948, which grants to county boards of supervisors power to build or grant franchises for building toll bridges across navigable streams and estuaries, ponds, swamps, or arms of bays that extend into county.

All rights and obligations under existing franchises are expressly declared unimpaired by the repeal.

#### S. B. 703. McCORMACK.

Amends Pol. C. 4071, re county indebtedness.

Deletes provision of present section which declares that board of supervisors must not, prior to January second in any fiscal year, contract debts or liabilities, nor make allowances against any funds, in excess of 70% of auditor's estimate of revenue for the year, except to build or repair roads and bridges destroyed or made impassable by flood or fire.

#### S. B. 704. McCORMACK.

Act amends § 628a, Pen. C., re protection of fish and game.

Reduces the maximum size of striped bass, taken otherwise than by hook and line, which may be purchased, sold or possessed between March 1st and May 31st, of any year, from 10 to 8 pounds.

The bill adds a provision which is apparently intended to limit the size of any net used to catch striped bass or shad between March 1st and May 15th, inclusive, but which actually prohibits the use of any net so used for catching of striped bass or shad.

Proviso permitting possession during any one calendar day of not more than five striped bass, between 12 inches in length and 21 inches length, is amended to reduce maximum length thus prescribed to 20 inches.

**S. B. 705. MERRIAM.**

Adds § 4041s, Pol. C., authorizing board of supervisors to acquire or construct an aquarium.

Identical to existing Political Code § 4041, subdivisions 6 and 7 respectively, with exception that after word "museum," line 9 page 1: lines 3 and 41, page 2, the word "aquarium" is added.

**S. B. 706. MERRIAM.**

New act supplementing School Code Bill (S. C. 22), re junior college districts.

§ 2.1130 provides that on the formation of a union, joint union, county or joint county junior college district the superintendent of schools having jurisdiction shall, within 15 days after the formation, appoint a junior college board for such district.

§ 2.1131 prescribes tenure of office of members of such a board to be until their successors have been elected and qualified.

§ 2.1130 to 2.1133 of the School Code bill, S. B. 22, provide that upon the formation of such a junior college district the board shall be elected in the same manner as school trustees.

**S. B. 707. WELLER.**

New act, relating to leasing of the property of certain political subdivisions of state.

Bill states that the legislative body of any city, city and county, county or assessment district, which owns any real property acquired for any particular purpose, may, upon receipt by such legislative body of a petition signed by 60 per cent of the owners of property "lying in the assessment district," but not until such petition is received, lease the real property so owned for "purposes other than that for which it was acquired."

**S. B. 708. WELLER.**

Adds § § 31a-31w to act 3276a, acquisition and improvement act of 1925, relative to an alternative procedure for determining compensation for property taken and damages to property not taken.



§ 31a. Allows plaintiff district in condemnation proceedings to file an offer as to amount of compensation and damages plaintiff is willing to pay with respect to particular parcels of land.

§ 31b. Such offer to be filed within 60 days of filing of condemnation action, and to include an offer for one or more parcels of land, stating the corresponding compensation or damages.

§ 31c. Plaintiff on filing offer to give notice thereof to persons having property interests in the district, by publishing copies as provided in § 49.

§ 31d. Notice to contain filing date of offer, and require persons owning an interest in property in district, to intervene in suit, and file objection to the offer or condemnation proceeding, and grounds thereof.

§ 31e. Such exceptions to be filed within 30 days from date of notice, and if to offer, or amount for taking of a parcel of land, such are to be specified as well as identity of payees, if objections on that ground.

§ 31f. No exceptions, deemed waiver as to persons having interest in property in district, as to conduct of proceedings, amount of proposed awards, identity of payees, and matters to and including first publication of offer, but not as to persons having interest in property sought to be condemned, as to amount proposed to be paid therefor and identity of payees.

§ 31g. If exceptions are other than to amount of award or as to identity of payees, court on motion may adjudicate regularity of proceedings to and including the first publication of offer.

§ 31h. Intent of provision for exceptions to afford expeditious method of determining regularity of all proceedings on plaintiff's part to and including first publication of offer, and to afford information as to amount of compensation and damages plaintiff is willing to pay, and to provide a system of automatic entry of judgments of condemnation, in absence of exceptions by interested parties or answer in suit by persons having interest in land sought to be condemned.

§ 31i. At expiration of time for filing exceptions, plaintiff may serve defendants and parties in interest, with copy of summons and complaint, and offer, and exceptions. On nonappearance particular defendant deemed to have waived objections as to award, and identity of payee. On answer filed by defendant, or party in interest, either may demand a trial by court, or jury, or reference to referees, as to compensation of land involved.

§ 31j. Defendant, or persons, served in action failing to answer, plaintiff may cause entry of default.

§ 31k. On default of all defendants specifically named and alleged to have interest in any particular parcel sought to be condemned, and in absence of answer as to such, an interlocutory judgment may be entered.

§ 31l. On entry of such interlocutory judgment, legislative body of district may hold hearing as to issuance of bonds and may hear objections.

§ 31m. Provides for particular designations of hearings with reference to whether under this procedure or under sections 31a, b, c.

§ 31n. Notice of hearing to give names of payees and amounts proposed to be paid for designated parcels.

§ 31o. Plaintiff's counsel to furnish legislative body with data as to payees, parcels, and amounts to be paid.

§ 31p. Procedure alternative and supplemental to other provisions of act relative to issuance of bonds to satisfy interlocutory judgments on signed stipulation of the parties in the condemnation act, and scope of counsel report to legislative body, notice of hearing, and the bonds issued may be varied accordingly.

§ 31q. At hearing persons owning land in district, or otherwise interested, may object to any matters referred to in notice.

§ 31r. Legislative body at hearing hears objections and makes necessary revision as to proceedings. If decides bonds to issue, so orders conclusively.

§ 31s. On transmission of such order to treasurer of district, bonds issued for aggregate amount to be raised.

§ 31t. Bonds sold to highest bidder and proceeds deposited in special fund, to defray expenses of acquisition. Funds contributed by county or municipality under resolution of intention to go into such fund.

§ 31u. Includes cost of condemnation action, appraisals, technical services, etc., in incidental expenses, as elsewhere referred to in the act.

§ 31v. Allowance made for smaller bond issues than for total amount of all parcels mentioned in interlocutory judgment, or under judgment following signed stipulations between the parties.

§ 31w. Plaintiff on publication and notice to parties in interest as to any parcel of land being condemned, may withdraw offer prior to, or at time of, service of copy of summons, complaint, offer, or exceptions to offer. Any defendant filing answer automatically withdraws offer as to parcel of land with respect to which answer made. Any other person having interest in same parcel may file his own answer irrespective of default of other person, prior to motion to set action for trial.

#### S. B. 709. WELLER.

New act, regulating the erection, alteration and use of mausoleums and columbariums.

§ 1. Short title, "State mausoleum construction act." Applies to all parts of state.

§ 2. Applies to structures used for permanent interment of remains of fifteen or more persons, under certain limitations.

§ 3. Building departments of incorporated cities, cities and counties, and towns to enforce and certify as to construction and alteration. Health department of such incorporated subdivisions to enforce sanitary and maintenance provisions. Counties to enforce outside of incorporated subdivisions mentioned.

§ 4. Violation of act, unlawful.

§ 5. Unlawful to construct a new structure, or to alter an existing one, without building permit.

§ 6. Any structure used for other purpose than a mausoleum or columbarium, upon conversion thereto, subject to act.

§ 7. Violation of act, misdemeanor, punishable by fine or imprisonment, or both, and costs of prosecution. Operation and maintenance of a mausoleum or columbarium in violation of act "public nuisance," punishable by fine or imprisonment, or both, and costs of prosecution. Act not to affect existing structures as to details of construction with existing law at time built, except where in violation of laws for protection of public health.

§ 8. Requires building permit for construction or alteration to be obtained from proper department. Application to contain detailed specifications, plans, and information as to the owner and architect. On misrepresentation in application or failure to comply with terms of permit latter may be revoked. When proper compliance with construction requirements certificate of completion issued.

§ 9. Sets forth specific construction requirements as to footings, loads, walls, anchors, settings, mortar, bed joints, and veneering. To be of class A construction as defined in San Francisco or Los Angeles, or locally if within incorporated municipality and limitations properly defined. Additional definition of class A construction. Additional requirements as to fire proofing, roofs, sky lights, and crypt construction.

#### S. B. 710. WELLER.

New act, relating to notice of taxes and assessments of irrigation, water storage, and water conservation districts.

Requires secretary of each district to keep record of names and post-office addresses of nonresident owners of land in district, and to give personal notice, by mail or otherwise, to such owners of any tax or assessment on lands in district, within thirty days after levy, stating amount of tax or assessment and date it becomes due.

S. B. 711. WELLER.

Adds § 2981, C. C., relating to repossession and sale of live stock and poultry held under conditional sales contracts. (See S. B. 679.)

Provides live stock or poultry bought under conditional sales contract can not be disposed of, by vendee or person repossessing property under terms of such contract, until expiration of seven days after recordation with county recorder of notice stating he is in possession of property, and giving name and address of vendee, "place and date of recordation of the conditional sales contract," description of property, and if sale is by vendee, place and time delivery is to be made.

Transfer contrary to provisions of section is conclusively presumed to be fraudulent as to vendee's creditors.

Sale under judgment or decree of court exempt from provisions of section.

Where property has been repossessed, creditors of vendee entitled to subject property to payment of claims up till expiration of said seven-day period, in same manner as though vendee had retained possession.

If property transferred before expiration of seven-day period, person making transfer liable to vendee's creditors for any loss sustained thereby, including attorneys fees.

S. B. 712. BAKER and WELLER.

New act for regulation and licensing of contractors, creating contractors' state license board and defining the powers and duties thereof.

Unlawful to engage in business or act in capacity of contractor without complying with the act, excepting the classes enumerated in § 2.

Classifies contractors into groups: building contractors; engineering contractors; subcontractors.

Creates contractors' state license board consisting of three members appointed by Governor (§ 5).

State board to administer the act, its general powers and duties being defined in §§ 6 and 7.

Qualifications and procedure for procuring a license are stated in §§ 8-11, inclusive.

Annual licenses and fees therefor prescribed in §§ 13 and 14.

No one but a licensed contractor is eligible to execute a contract for public work or submit a bid thereon, nor shall any building permit be issued to any contractor except a licensed contractor (§ 16).



Provisions for suspension and revocation of licenses will be found in §§ 17-21 inclusive.

Registration of contractors licensed by another state (§ 15).

Certain penalties and prosecutions for violation (§§ 22 and 23).

Organization of board; headquarters thereof; appointment of attorney; compensation of members (§ 24).

Powers and duties of executive secretary prescribed in § 25.

All fees collected are to be paid into state treasury to credit of a special fund. All moneys in said fund are appropriated to carry out the provisions of the act (§ 26).

Annual directory of contractors to be published (§ 27).

#### S. B. 713. BREED.

Amends § 11, Act 7105, re sanitary districts.

In fixing the rate of taxation for sanitary purposes such rate shall provide for the payment of interest and principal of bonds outstanding, the board of the sanitary district shall include the estimated amount that will become due during the year on bonds authorized but not sold.

Assessor must compute in dollars and cents the sums to be paid as a tax on the property enumerated in said assessment list, and to segregate the proper amounts due in installments in proper columns. Places limitation on total outstanding bonds of district not to exceed 15 per cent of the assessed value of all taxable property.

#### S. B. 714. BREED

Amends §§ 7 $\frac{1}{2}$ , 19, 23, 30, 31, 43, 45, 46, 47, 48, 52, 57, 60, 61, 62, 69, 77, 80, 83, 85, 86, 89, 90, 94, 100, 102, 112, 114, 118, 120, 121, 122, 127, 129, 131, 132, 134, 135, 138, 141, 142, 151 and 159; and adds §§ 8 $\frac{1}{2}$ , 22 $\frac{1}{2}$ , 23 $\frac{1}{2}$ , 28 $\frac{1}{2}$ , 31 $\frac{1}{2}$ , 45 $\frac{1}{2}$ , 52 $\frac{1}{2}$ , 72 $\frac{1}{2}$ , 76 $\frac{1}{2}$ , 83 $\frac{1}{2}$ , 98 $\frac{1}{2}$ , 100 $\frac{1}{2}$ , 111 $\frac{1}{2}$ , 114 $\frac{1}{2}$ , 134 $\frac{1}{2}$ , 141 $\frac{1}{2}$ , 146 $\frac{1}{2}$ , 150 $\frac{1}{2}$ , 152 $\frac{1}{2}$ , 153 $\frac{1}{2}$  and 154 $\frac{1}{2}$ , Act 5128, California Vehicle Act.

§ 7 $\frac{1}{2}$ . Adds to definition of special mobile equipment, "street improvement and ditch digging apparatus."

§ 8 $\frac{1}{2}$ . (New.) Defines police or fire department vehicle.

§ 19. (Definition of chauffeur.) Text apparently not complete.

§ 22 $\frac{1}{2}$ . (New.) Defines through highway or boulevard.

§ 23. Redefines intersection of public highways.

§ 23 $\frac{1}{2}$ . (New.) Defines safety zone.

§ 28½. (New.) Defines business and residence districts. Most of text taken out of old § 114.

§ 30. Creates a state highway patrol for the enforcement of the act; administration and appointment thereof being under the chief of division of motor vehicles; salaries being subject to approval department of finance. Provides for training of members and districting of state for purposes of act. One year from time act goes into effect all persons under this section are subject to future civil service regulation.

§ 31. Exception in prohibition as to business of soliciting applications for registration, reregistration, transfer, etc., made as to common carriers, transmitting same in course of business.

§ 31½. (New.) Chief of division to regulate changes or substitutions of one motor in place of another in any motor vehicle.

§ 43. Changes minimum height from ground of license plates from 16 to 24 inches.

§ 45. In case of transfer of ownership and registration provision that transferee does not have to send certificates to division where "not intending to and who does not drive such vehicle or permit such vehicle to be driven upon the public highways" to "in the event of the transfer of a vehicle to a dealer intending to resell such vehicle and who operates the same only for demonstration purposes."

§ 45½. (New.) No chattel mortgage on a motor vehicle valid unless mortgagee registered as legal owner under the act. No outside chattel mortgage on motor vehicle brought into state and registered, good unless the mortgagee registered under act as owner, but allowance to him of thirty days to do so.

§ 46. Extends dealers' licenses to used as well as to new cars.

§ 47. Duration of nonresident's license to be for cumulative rather than straight period of six months. If such period expires in December, renewal at that time good until following January first.

§ 48. Where certificate of ownership, or registration, or plates, lost or illegible and new registration desired, substitute or new registration under new license number, to issue.

§ 52. As to fraudulent alteration of motor numbers and marks, extension to cover motors when removed from vehicle, as well as when in same.

§ 52½. (New.) Upon suspension or revocation of license, certificates of ownership and license, and license plates for current year, must be returned to division. Any person acquiring a motor vehicle for dismantling purposes, to do the same. Division may repossess licenses and plates through its officers, if so desiring.

§ 57. Adds that when motor vehicle has been stored in public garage for thirty days and proprietor does not know name or address of owner, in addition to reporting to police or sheriff, proprietor must report by registered mail to legal owner of record with division.

§ 60. Nonresident operators and chauffeurs must now have an age qualification of 16 years. Exemption from licensing in this state now becomes cumulative rather than straight period of 6 months, and now subject to suspension or revocation of privileges as our own operators. Where outside states or countries do not license the operators or chauffeurs, they may, if over 16 and owner of vehicle, operate in this state without license for not exceeding thirty days in any one year, providing they possess a certificate of registration and ownership of the vehicle in the outside state or country.

§ 61. On application for license, addition that applicant shall verify, as well as any other person or persons required by law, to sign application.

§ 62. Where minor operator's negligence imputed to persons signing his application, exception made when such minor is driving a motor vehicle as agent or servant, or upon business of person other than persons signing application. Similar situation where minor, whether licensed or not, is driving with express permission of parents. Unless minor acting as agent or servant and upon business of parent, guardian or employer, liability of latter limited to \$5,000 case of injury or death of one person, \$10,000 more than one person in single accident, or \$1,000 for property damaged in single accident. Person having signed minor's application, desiring withdrawal from liability may cause, on application to division, minor's license to be revoked.

§ 69. Chauffeurs' licenses expire on January 30 instead of December 31 as before. Operators' licenses issued prior to July 29, 1927, expire July 1, 1929. Operators' licenses issued after July 28, 1927, expire June 30, 1930. Operators' licenses issued after June 30, 1930, to be renewed every two years instead of being subject to renewal every three years at discretion of division.

§ 72½. (New.) Provides for personal service and service by mail, and what is evidence thereof, as to notices under the act.

§ 76½. (New.) Unlawful to rent vehicle for hire to any one not having operator's license in this or another state. Renter to inspect license, make actual comparison of signatures and to record number, etc., of license and car.

§ 77. Changes additional fee of motor vehicles from "weighing, when unladen, 3000 or more and less than 6000 pounds, \$15," to "2400 or more and less than 6000 pounds, \$10." Adds that if registration made in December, fees to be reduced eleven-twelfths. Certain immaterial matter dropped.

§ 80. Clarified as to transfers of registration "requiring the writing and issuance of a new certificate of registration and ownership by the division," transfer fee of \$1.

§ 83. Extends exemptions as to widths of vehicles and loads at 120 inches for farm implements, etc., to include any other special mobile equipment as defined in act.

§ 83½. (New.) No vehicle or vehicle and load exceeding in height 13 feet, 6 inches, to be moved on highways unless with consent department of public works, local road authorities having jurisdiction, or by local ordinance. No vehicle to be operated exceeding in length 33 feet. Section not to apply to special mobile equipment, road construction, maintenance equipment or farm implements.

§ 85. As to gross weights of vehicles and loads on highways—four wheels, maximum weight on one axle changed from 18,000 to 17,000 pounds. One wheel on highway, changed from 9000 to 8500 pounds.

(New.) More than four wheels on highway, maximum weight on any axle 14,000 and on one wheel 7000 pounds. Certain detailed provisions with regard to vehicles having gross weight in excess of 22,000 pounds and having two or more rear axles. Forbids dummy set of wheels. Axles on transverse planes closer than 42 inches regarded as one axle.

§ 86. Existing provision, vehicles having tires other than metal not to exceed 700 pounds per inch channel base width of tire; changed to solid rubber tires not to exceed 600 pounds.

In respect to metal tires, puts horse-drawn vehicle on same basis as motor vehicle, in regard to weight limit per inch of tire surface.

§ 89. Formerly vehicles with solid rubber tires had to have on track surface at least one inch of rubber over flange on its entire circumference. Under bill, thickness of elastic rubber is, width of tire—3 to 5 inches—1 inch. Width of tire—6 to 8 inches—1½ inches. Width of tire—10 inches or over—1¾ inches. Variation in width or thickness on traction surface due to wear and tear not to exceed 15 per cent—surface deviation or flats not to exceed one-half inch in depth. Case of dual solid tire, diameter of tires not to vary over one-eighth inch between the outside diameters.

§ 90. Unlawful to operate train of vehicles where one of units being towed fails to follow substantially the trail of the towing vehicle.

§ 94. Instead of ordinary provision as to suitable brakes, provides a schedule of stopping distances of vehicles or trains of vehicles. Exempts farm implements and special mobile equipment, etc. Division authorized to inspect brakes at any time.

§ 98½. (New.) Forbids stickers and signs on windshields, side and rear windows, unless required by law.



§ 100. New provision that head lamps of every new motor vehicle shall be upon a line parallel with or in advance of front axle, and after January 1, 1931, head lamps on all motor vehicles shall be so located. Drops definition of head light. Provision for auxiliary lights dropped, left front clearance light of passenger common carrier to be green, instead of white or green. Division authorized to inspect at any time.

§ 100½. (New.) Regulates auxiliary and fog lamps.

§ 102. Report from testing agency on head light devices not binding on chief of division. May disapprove. Provision for testing lights within 24 hours to escape effect of arrest for light violation dropped.

§ 111½. (New.) Chief of division to designate, supervise and revoke for cause stations for adjusting lights and brakes. Certificates issued for proper head lamps, auxiliary lamps and brakes.

§ 112. Under the act drivers habitually accustomed, or at time of driving under influence of drugs, or intoxicated drivers, are punished by imprisonment in county jail 90 days to one year, or in state prison one to three years, or by fine \$200 to \$500, the jury recommending the punishment. Under bill punishable by imprisonment in county jail 30 days to one year, or by fine \$100 to \$500, or by both. Suspension or revocation of license.

Bill also provides that drivers intoxicated or under the influence of drugs and unlawfully operating a vehicle, causing bodily injury or death, may be punished by imprisonment in state prison not exceeding five years or county jail not exceeding one year, or by fine not exceeding \$5,000, or by fine and imprisonment. No notice of five days necessary as in § 154.

§ 114. Material in old section used in new § 28½.

Provides that at all times while a human flagman is actively flagging a steam or interurban railway crossing, necessary to stop and wait his permission to proceed. If automatic signal, must at least stop.

§ 114½. (New.) All traffic signs and signals to be under authorization of state, highway commission, railway commission or local authorities, as case may be, in order to accomplish the various purposes of the act. All other signs apparently unlawful and subject to removal without notice.

§ 118. Speed of vehicle or train of vehicles having pneumatic tires, according to gross load, a change from not to exceed twenty miles per hour where over 18,000 pounds to not exceeding 35 miles per hour when load is from 20,000 to 25,000 pounds.

§ 120. As to exemptions from speed limits, a change from "vehicles of any city, city and county, or county, etc.," to "vehicles of a police or fire department as defined in this act" when chasing law violators

or going to fires, etc.: new provision that no driver exempted under section to be protected from consequences of reckless driving.

§ 121. Changes definition of reckless driving slightly.

§ 122. As to driving on right half of highway, exemption as to one-way street, and in passing another vehicle unobstructed view ahead, provision changed from 300 to 200 feet. Exemption as to speed lanes.

§ 127. Definite provisions as to following too closely, changed to a matter of prudence and reason, having due regard to speed of vehicles and traffic upon and condition of highways. General exemption as to trucks using a lane especially designated for use by motor trucks.

§ 129. As to turning at intersections, where there are several lanes of traffic, car intending to turn must be in the left or right outer lane before turning to left or right as the case may be.

§ 131. Vehicle first entering intersection to have right of way. Both entering at same time, vehicle on right has right of way. On turning to left, operator turning must yield to operator approaching from opposite direction and within or close to intersection, but upon so doing may turn, irrespective of others approaching. Driver entering a through highway to act similarly as to vehicles coming from left.

§ 132. Driver to give police and fire apparatus right of way upon sounding of siren.

§ 134. Not to pass on left of railway, interurban or street cars unless directed to do so by police officer or on a one-way street. Provisions as to location and boundaries of safety zones removed. Provision that no portion of load to come within six feet of steps of car removed. Vehicles now to stop for cars receiving or discharging passengers, unless a safety zone, or point where traffic controlled by an officer or traffic signal, where may proceed past at not exceeding 10 miles per hour. Exemption as to police and fire vehicles removed.

§ 134<sup>1</sup>/<sub>2</sub>. (New.) Driver overtaking school bus properly designated by signs as such, outside of a business or residential district, must stop if bus receiving or discharging passengers, then proceed at speed not exceeding 10 miles per hour.

§ 135. Provision that vehicles carrying passengers for hire, school busses, oil trucks, etc., not to stop at crossing protected by flagman or signals, nor at crossings, on sidings, spurs, etc., where one thousand foot clearance on both sides, or where hand gates across such spurs.

§ 138. Changed from 15 to 10 feet (or less under local ordinance) as to leaving vehicles unattended by person capable of moving same, near a fire hydrant or fire station.

§ 141. Change as regards penalty for failing to comply with section as to damaging property.

§ 141 $\frac{1}{2}$ . (New.) Driver striking unattended vehicle to immediately locate and notify owner, etc., or leave written information and forward duplicate thereof to local police or sheriff.

§ 142. Accident report to police department of unincorporated towns no longer required, but apparently goes to division instead. Coroner to get a supply of division's forms for accident reports, and to render reports monthly to division as to accidents resulting in death.

§ 146 $\frac{1}{2}$ . (New.) Public garage keeper refusing to deliver motor vehicle to owner under asserted lien not authorized under C. C., § 3051, guilty of a misdemeanor.

§ 150 $\frac{1}{2}$ . (New.) Unlawful for pedestrian to walk along highway, outside of business or residential district, on other than left side.

§ 151. As to continually keeping a sufficient number of herders with live stock being driven along a highway after nightfall, additional requirement made that they shall display red lights.

§ 152 $\frac{1}{2}$ . (New.) No owner, lessor, lessee, employer, etc., to allow the operation of a motor vehicle when same is equipped, overweighted, or operated contrary to law.

§ 153 $\frac{1}{2}$ . (New.) Judgment that person be fined under act may also include that he be imprisoned until fine satisfied. Must state extent of imprisonment not exceeding one day for each \$2.00, nor extending beyond term for which he might have been imprisoned.

§ 154 $\frac{1}{2}$ . (New.) Person violating signed promise to appear for 15 days or more, has all privileges of licensing revoked, and not renewed until court adjudicates thereon and subscribes to the fact. Reckless driving resulting in injury to any person, five days notice not necessary. May be brought forthwith before nearest magistrate. Prior to trial, case may be transferred to court of magistrate at county seat.

§ 159. Revolving fund of division increased from \$50,000 to \$100,000. In regard to one-half of net receipts going to counties, provision as to deduction therefrom of allowance on salary of inspectors and traffic officers operating locally, removed.

#### S. B. 715. TUBBS.

Amends § 3644aa, Pol. C., re state taxation of highway transportation companies.

The word "companies" is now defined in this section, for the purposes thereof, to include "partnerships, joint stock associations, companies and corporations."

This bill deletes the definition and makes no other change in the section.

S. B. 716. TUBBS.

Appropriates \$4,833.93 to pay the claim of Weeks and Day against the state.

S. B. 717. EDWARDS, SWING, DUVAL, EVANS, McKINLEY, LYON, CARTER, PEDROTTI, WELLER, ROCHESTER and MUELLER.

New act relating to state highways.

Declares the following described routes shall be secondary state highways and directs department of public works to lay out and construct the same.

(a) Extension route 2 from San Diego to Mexican Border near Tia Juana.

(b) Extension route 19 from Riverside, southerly via inland route to San Diego.

(c) Extension route 23 from Bishop, northerly to Nevada line near Montgomery Pass.

(d) Extension route 26, westerly over Colton Avenue, from Colton, through Pomona via Holt Avenue, westerly to Los Angeles.

(e) Extension route 26, from near Beaumont to Riverside, via "jack rabbit trail."

(f) Extension route 26, from El Centro, southerly to Mexican Border near Calexico.

(g) Extension route 31, southerly through Riverside, via Santa Ana Canyon, to join route 60 near Newport Beach.

(h) Extension from crest road in San Bernardino mountains (route 43), southerly to San Bernardino.

(i) Extension of road from Carmel to Cambria (route 56) southerly from Cambria to join route 2 near San Luis Obispo.

(j) Extension road from Santa Maria to Freeman (route 57), from point near San Luis Obispo—Kern County line to join route 2 near Ventura--further extension from point on foregoing extension in upper Ventura valley to join route 2 near Santa Maria, via Casitas Pass, San Marcos pass and Foxen canyon.

(k) Extension route 58 from Mojave, westerly, to join route 4 near Bakersfield.



(l) Extension of La Canada—Mount Wilson road (route 61), easterly from Red Box divide through Barley flats to northerly end of road from Azusa to Pine Flats (route 62), near Crystal Lake.

(m) Extension of route 64 from Blythe easterly to Colorado River—further extension route 64, westerly, to join route 26.

S. B. 718. YOUNG.

Amends § 634, Pen. C., relating to protection of salmon.

Prohibitions as to possession or sale of “fresh” salmon in closed seasons have been extended to include “any” salmon.

District 1—Changes in verbiage, none in substance.

District 1 $\frac{1}{2}$ —Closed season changed from October 6—July 31 to October 7—July 31. No change in substances.

District 2, 2 $\frac{1}{2}$ —Provision for closed season from November 1 to July 31 removed. No other change in substance.

District 3—Changes in verbiage, none in substance.

To Districts 1, 1 $\frac{1}{2}$ , 2, 2 $\frac{1}{2}$ , 3, has been added “Klamath River fish and game district except in tidewater,” with respect to buying, selling, offering or exposing for sale of salmon as being misdemeanor, and limitation dates of June 1—July 31 and September 17—November 14, with respect thereto have been deleted, allowing provision to operate without restriction in point of time. No other change in substance.

Prohibition as to sale of salmon caught in Districts 1, 1 $\frac{1}{2}$ , 2, 2 $\frac{1}{2}$ , 3, 4 changed—“4” has been omitted and “Klamath River fish and game district except in tidewater” inserted. Restrictions on sale between specified dates in Districts 6, 7, 10, 16, 17, 18 have been abolished. Requires inspection and tagging of salmon in possession or sold at any time instead of between September 17—November 14. No other change in substance.

District 5—Closed season on salmon enlarged from December 1—August 31 to November 1—August 15. No other change in substance.

District 6—Closed season changed from September 6—May 31 to October 1—June 30. Wording changed.

Tidewater of Klamath River fish and game district—changes verbiage; no change in substance.

Klamath River fish and game district (excepting tidewater)—closed season changed from October 7—July 31 to November 1—July 31. Reworded, but no other change in substance.

District 7—Closed season changed from September 6—May 31 to October 1—June 30. No other change in substance.

Districts 8 and 9—Prohibits taking of salmon in both districts. Present law allows taking of 2 salmon in one day.

Districts 10 and 11—Closed season changed from August 16–April 30 to October 1–June 30. No other change in substance.

Districts 12, 12 “A,” 12 “B” and 13—Changes in verbiage, but none in substance.

Districts 15, 16, 17 and 18—Closed season changed from August 16–March 31 to October 1–June 30. Adds provision that during open season salmon may be taken, caught or killed only with hook and line, in the manner known as angling.

Numbering of subdivisions of section corrected.

#### S. B. 719. YOUNG.

Amends § 637c, Pen. C., re protection of fish and game.

Law now provides it is unlawful to take, kill, or have in possession “any California sea lion” in districts 19, 20 and 20a. Bill extends this provision to include “any sea lion or seal.”

Minimum imprisonment for violations of act is cut from 60 to 30 days.

Designation of “state fish commission” is changed to “division of fish and game.”

Provides that fish and game commission may, when necessary, reduce number of seals and sea lions by killing or capturing them, and may sell the dead animals and pay the proceeds derived therefrom into the fish and game preservation fund.

#### S. B. 720. MUELLER.

Revises Act 2888, relative to fish packers and dealers. §§ 1, 2, 3, 4, 5, 9 and 10 unchanged.

§ 6. Duplicate copies of receipts for fish issued by packers and dealers to fishermen open to inspection of fish and game “commissioner” or authorized assistant; changed to inspection of fish and game “commission” or authorized assistant.

§ 7. Quarterly report of fish packers and operators of reduction plants on quantity of fresh fish required by them for purposes other than human consumption in fresh state and of mollusks and crustaceans acquired during such period, changed to become a monthly report. Limit on payment of privilege tax on each 100 pounds of certain of such fish, mollusks and crustaceans acquired, of 30 days after the close of each quarterly period; changed to “within 30 days after the close of each month.”

§ 8. Where license moneys and privilege taxes paid into treasury to credit of fish and game preservation fund, provision for their expenditure for conservation work for benefit of commercial fishing industries within districts from which derived, deleted.

S. B. 721. MUELLER.

Amends § 628, Pen. C., relative to protection of fish and game.

Deletes prohibition against sale of crab meat not in the shell.

Deletes provision that crab meat may be imported from without state for sale under regulations prescribed by the fish and game commission.

S. B. 722. MUELLER.

New act. Creates, provides for the government and maintenance of, and makes an appropriation for the San Diego state aviation college, to be under control of 9 regents appointed by the governor.

Regents empowered to acquire necessary buildings, property, and equipment, and to have custody thereof. Likewise to make laws for government of college, to appoint president thereof, and instructors or officers, employees, and to determine entrance qualifications of students.

Proviso, that no sectarian, political or protestant test shall ever be allowed or exercised in the appointment of regents, or in the selection of professors, instructors, or other officers of the college, or in the admission of students thereto.

Regents to prescribe courses of study, fees and apportion parts of state from which students are drawn.

Regents to make annual reports upon affairs of college to governor, who presents composite report thereon to legislature. Regents to receive to use of college, contributions.

Provision for full and partial courses and for degrees and certificates of attainment. Age qualification of at least 18 years set on participants in regular courses.

Regents may approve and accept scholarships.

San Diego state college of aviation fund created, consisting of any moneys appropriated for use of college by the Legislature or the U. S. government.

Appropriation of \$750,000 out of state treasury for the college for the first two fiscal years made, and provision made for expenditure thereof on regents' voucher and that of controller of the department of finance.

S. B. 723. MUELLER.

New act relating to supervision of dams by department of public works.

§ 1. Department to act through state engineer.

§ 2. Includes dams of either 15 feet or more height from ground to spillway, or whose impounding capacity is 10 acres or more. All dams regardless of time built or to be built, or by governmental or private agencies included within jurisdiction of engineer. Construction and alteration likewise within engineer's jurisdiction. Engineer to employ such technical assistants as necessary, and to revise his regulations from time to time as needed.

§ 3. Every owner of completed dam six months after act effective to file application for approval thereof, giving engineer all necessary data. Three years after act effective, engineer to inspect all existing dams, and order such work done as necessary to insure safety.

§ 4. After act effective no new dam or enlargement of existing dam made unless engineer has approved plans and specifications thereof. Application to contain data as to location, type, size, height, storage capacity, area drainage basin, rain-fall, stream, and flood flow records, subsoil, foundation, etc. Also information as to damming or controlling stream during main construction, period of time of construction, cost, and contemplated use of waters. Engineer may require surety bond, looking to safety and completion of construction, of parties of doubtful financial ability.

Estimated cost of dam or enlargements to include preliminary surveys, construction plant, labor, materials, etc., and application fees to be based thereon, but cost of right of way, detached power houses, electrical generating machinery, construction roads and railroads, not to be included thereunder.

Application fees based on estimated cost, in first instance.

Act retroactive as to dams not 90 per cent completed as of effective date of act; application therefor to be promptly made and any alterations made under engineer's direction. Application fees reduced in proportion. Engineer to pay fees under act into state treasury.

§ 5. Engineer to approve repairs to, alteration or removal of all dams regardless of time when constructed. Applications to contain references and specifications as to the contemplated changes and as to period of construction and incidental data. Engineer may waive any thereof if unnecessary. Emergency repairs commenced immediately but subject to subsequent approval of engineer.

§ 6. Procedure as to filing time and manner of applications, approvals, partial rejections, corrections, conditions and limitations, set. Construction of dam to begin within one year after approval otherwise approval void unless engineer extends time for good cause.



§ 7. During construction, enlargement, repairs, alteration or removal of any dam engineer may increase or decrease the requirements with the factor of safety in mind. Engineer may point out work not being done according to specifications; if not remedied, entire approval may be withdrawn.

§ 8. On completion of dam, supplemental data to be filed with engineer as to dam, as actually constructed. In enlargement only new matter need be shown. Statement of actual cost to be made, relative to fees. Engineer approves subject to such terms, conditions, and limitations as he deems necessary to protect life and property.

§ 9. Provisions as to repair, alteration and removal of dams. Supplemental drawings and data, inspection, approval subject to conditions, if necessary. In case of removal must be shown enough of dam removed not to interfere with flood waters.

§ 10. Engineer may issue orders as to maintenance and operation of dams. When condition of dam so dangerous, as not to permit of time for issuance and enforcement of an order relative to maintenance and operation for the immediate protection of life and property, engineer empowered within the most extensive range of power necessary, to enlarge or diminish dams, their impounded water and appurtenances.

§ 11. Provision for appointment of board of review on application of owner of dam or three interested landowners (at expense of applicants) relative to approval, disapprovals, or orders of engineer as to specifications, construction, or maintenance of dams. Engineer to have final individual judgment, however, provision on page 9, line 19, this section that "No board of review shall be appointed relative to emergency regulation and control by the state engineer as provided for in § 9 of this act."

§ 12. Upon complaint that person or property endangered by a dam, engineer may investigate or draw his own conclusions with respect thereto from reports and data on file. Complainant insisting and depositing moneys to cover inspection, inspection will be made. Claim meritorious deposit returned, and remedial action taken, otherwise forfeited and paid into state treasury.

§ 13. Engineer to gather data as to design, and construction of dams, reservoirs, and appurtenances and to study watershed conditions wherever necessary.

§ 14. No action against state or engineer and his agents relative to damage occasioned from operation of new dam, by reason of engineers usual or emergency regulations.

§ 15. Not to relieve owner or operator of dams from civil liabilities incidental to such ownership or operation.

§ 16. Penalties for violation of provision of act, fine not exceeding \$2,000, or imprisonment in county jail not exceeding six months, or both. Every day of violation separate offense. Person wilfully or forcibly hindering engineer or agents in performing their duties, subject to arrest by peace officers or by engineer and his agents. Any person engaged either in construction or the inspection of dams, who knowingly permits work to be done contrary to the engineer's approval, and failing to report to him thereon, is guilty of felony. District attorney of county where offense occurs, to prosecute.

§ 17. Engineer may use injunctions in supplemental enforcement of his duties.

§ 18. \$250,000 appropriated for purposes of act.

#### S. B. 724. MUELLER.

New act, providing for public water districts in unincorporated territory.

District formed by supervisor, after petition therefor and hearing thereon. (§§ 1-5.)

District governed by board of three trustees, appointed by supervisors (§6.)

Authorized to maintain one or more water systems for domestic supply or fire purposes. (§ 8.)

Assessment and equalization of taxes. (§ 9.)

#### S. B. 725. EDWARDS.

Amends § 653c, Pen. C., relative to eight-hour day on public works.

The law permits an exception in case of extraordinary emergency caused by fire, flood, danger to life or property, or on public military and naval defenses and work in time of war.

Under the bill, extraordinary emergency is further defined as including "those cases in which the contractor or subcontractor on public works, because of necessity of protecting life and property, or in the public interest, or in safeguarding the traveling public, finds it necessary to permit or require the completion of a single construction operation in the performance of such contract."

Declares that the \$10 penalty now prescribed shall be paid into the "general fund" of state or political subdivision.

#### S. B. 726. INMAN.

Amends act 6393, re municipal utility districts. Adds to § 12, relating to powers of districts, power of district to contract with other public corporations, or public utilities, for leasing or otherwise

using such parts of facilities of district as are not necessary for requirements of district. Also adds power to condemn in eminent domain.

Extends § 18, requiring charges to be fixed so as to pay interest and principal on any indebtedness, instead of only on bonded indebtedness.

Adds § 16*a*, giving board of directors of district power to contract for acquisition, construction or operation of works and for that purpose execute leases or contracts, and issue debentures secured by revenues of district other than taxation. Requires hypothecation of revenues shall not be for longer than 40 years; limits interest rate to 6 per cent, and discount on loans to 10 per cent. Provides district may, after 20 years, retake any utility, possession of which was surrendered under any contract or lease, by paying principal and interest due on contract, without paying any premium. District may retake possession before 20 years upon paying premium, amount of which is fixed in contract.

S. B. 727. INMAN.

Amends § 103½ C. C. P., re clerks of justices' courts.

Law provides for deputy clerk in cities of second and one-half class only where there is a police or other inferior court.

Bill provides deputy clerk in all cities of second and one-half class and fixes salary at \$1,500 per annum.

S. B. 728. CARTER.

Amends § 628*e*, Pen. C., re protection of fish.

Present law makes it misdemeanor to take, buy, or sell any California whiting or yellow-fin or spot-fin croaker with hook and line in fish and game district 19; or to buy, sell, or possess more than 50 pounds of southern bastard or chicken halibut.

Bill makes it misdemeanor to catch, buy or sell California whiting, yellow-fin or spot-fin croaker anywhere in state, or to buy, sell or possess southern bastard of any weight.

S. B. 729. CLEVELAND.

New act to declare certain ditches and waterways public highways.

Skelton bill.

S. B. 730. WAGY.

Amends § 626*o*, Pen. C., by adding new subdivision at the end thereof, making the discharge of any firearm on any railroad right of way or public highway, a misdemeanor.

S. B. 731. WAGY.

Amends § 8 of Act 2943, relating to tagging of deer carcasses.

Section at present provides tag on deer to be transported in closed district may be countersigned by a deputy fish and game commissioner or an officer authorized to administer oaths.

Amendment permits tag to be countersigned also by a fish and game commissioner, justice of the peace, notary public or postmaster.

Omits provision that if officer has a seal, tag must bear imprint of seal.

S. B. 732. BOGGS.

Amends §§ 373a-373h, incl., Pol. C., re department of natural resources.

Work of department divided into five divisions instead of four as at present, by adding division of oil and gas. Director empowered, with approval of governor, to create other divisions. "Division of mines and mining" renamed "division of mines." Creates in proper division; state mining board of five members; state board of forestry of seven members; state park board of five members, and fish and game commission, and establishes their powers and duties.

Creates in each division the office of chief, provides for appointment of and limits salaries of each chief to \$6,000 per annum, establishes their duties. Establishes qualifications of chief of division of mines and forestry.

Department succeeds to functions of various boards and commissions, powers and duties of which are transferred to the department. Bill adds there to board of Colton hall trustees, board of Monterey customhouse trustees, board of Pio Pico mansion trustees, guardian of Marshall's monument, Tamalpais state park commission, and state park commission.

State park commission continued in force, bill splitting its powers. It retains those granted by California State Park Bond Act, 1927, and transfers all others to department.

Bill drops provision that management of San Pasqual battlefield property is vested in department and substitutes "state park system," defining same, and transferring it to the department, except, that the state park commission shall continue to exercise powers given it by California State Park Bond Act of 1927.

S. B. 733. INMAN.

Amends § 922, C. C. P., re holding of justice's court in absence of justice thereof.



In such case this section now permits the local justice to call in another justice of the same county. The bill in addition permits him to call in a city police judge or judge of a city or other court of a city within same county who possesses the legal qualifications prescribed for the local justice of the peace.

S. B. 734. INMAN.

Amends § 1425, Pen. C., relating to criminal jurisdiction of justices' courts.

Divides such courts into two classes, those in cities, cities and counties or townships having a population of 10,000 or more, and those having a population of less than 10,000; the former to have jurisdiction in cases amounting to misdemeanor only, except cases of which juvenile court has original jurisdiction; the latter to have jurisdiction of misdemeanors only, when punishable by fine not over \$500 or imprisonment not over six months, or both.

According to existing provisions of section all justices' courts have jurisdiction of petit larceny; assault and battery not charged to have been committed upon public officer in discharge of his duty, or to have been committed with such intent as to render offense a felony; breach of peace, riots, routs, affrays; committing wilful injury to property and all misdemeanors involving fine not over \$500 or imprisonment not over six months, or both.

S. B. 735. ALLEN.

Amends § 1, Act 3276, Road District Improvement Act. Adds to improvements that may be undertaken under act, construction of street lighting systems, fire protection systems, walls for protection of streets from overflow by water, domestic water supply distribution systems or domestic or industrial gas supply systems.

S. B. 736. BAKER.

New act. Adopts "improvement" features of Acquisition and Improvement Act of 1925 (Mattoon Act) for doing street work in cities.

Its distinguishing features are: (1) It omits all provisions of said act relating to acquisition of property, being wholly an improvement act, while (2) it is confined to work wholly within cities. While most of the language is taken from Mattoon Act, some of it is taken from Improvement Act of 1911.

In brief, it is an ad valorem act for the use of municipalities in making street improvements.

Proceedings are commenced by the city council appointing or employing an engineer of work and other necessary persons, followed by the submission of specifications, the adoption of a resolution of intention describing the work, the assessment district, and time and place for hearing objections, all similar to present requirements of Mattoon Act.

Provides for bonds to be issued against the assessment district which must be paid within twenty years, the first payment of the principal of which may be deferred four years. (The Mattoon Act authorizes thirty year bonds and allows principal to be deferred five years.)

Also provides that the assessment district may be divided into zones in case of varying benefits, providing such zones shall not include ten in number, the percentage of the annual tax to be levied in each of them to be in proportion to benefits accruing to each zone, the assessment to be levied on ad valorem principal of the lands in each zone. (The Mattoon Act permits an unlimited number of zones.)

The last paragraph of § 8 on page 10 contains a provision similar to the others contained in the Vrooman Act, the Improvement Act of 1911 and the Mattoon Act, relating to mailing of post card notices of proposed improvement to all property owners in assessment district. In Vrooman Act, such mailing is mandatory, whereas, in other acts it is discretionary with the city council.

Another distinguishing feature of bill is found in second paragraph on page 13, wherein it provides that if, at the first hearing, the city council concludes to change or modify the boundaries of assessment district, or zones or grades, another notice must be published and new hearing held thereon.

§ 15 requires successful bidder to advance all the incidental expenses incurred up to time of entering into contract.

Section 19 requires contractor to put up a 25 per cent bond for faithful performance instead of a 50 per cent bond as now required under other street improvement acts.

#### S. B. 737. MERRIAM.

Adds § 48a, C. C., re damages in action for libel.

Provides in action for libel against newspaper, if defendant can show matter was published through misinformation or mistake, plaintiff may recover only actual damages, unless publication of retraction has been demanded and refused, in which case he may recover exemplary damages.

#### S. B. 738. ROCHESTER, NELSON and HERBERT C. JONES.

New act. Creates California Code Commission to consist of 9 members, appointed by governor, to serve without compensation. Duty of commission to revise and recodify all laws, correct all errors in form and substance, fill omissions, make proper substitutions and eliminate obsolete statutes. Duty of all state organizations to cooperate with commission. Report and suggested form of a code, or of compiled statutes, to be submitted to governor, Legislature and department heads before December 15, 1930.

S. B. 739. MERRIAM.

Amends § 4463, Pol. C., re definition of newspaper of general circulation. Omits provision that if monthly average of at least 50 per cent of type setting and of work of impressing type on paper be done in accordance with other provisions of title V of Pol. C., relating to publication of official notices, such shall be considered "printed."

S. B. 740. ROCHESTER.

Amends § 1, Act 7737, re burial by counties of indigent veterans. Provides widow of veteran may be appointed to supervise burial. Makes act applicable to burial of army nurses. Provides claim for expenses made by county burying veteran against county of his residence, must be made within 60 days after interment.

S. B. 741. SHARKEY.

Amends § 2, Act 5814, relating to support of indigents, incompetents and incapacitated persons. Adds provision defining "residence," as used in the act, as the actual residence of persons coming within act, or place of former employment, or place where home was made or headquarters maintained.

S. B. 742. SHARKEY.

New act, regulating motor vehicles transporting property.

Bill provides that every motor vehicle used in business of transporting property for compensation or private use, must have printed on each side thereof, in letters or numerals not less than 1½ inches high, the tare of said vehicle.

Failure to comply allows division of motor vehicles, after 10 days' notice, to suspend registration certificate. Violation, a misdemeanor.

S. B. 743. SHARKEY.

New act. Grants certain described tide and submerged lands to city of Martinez. Lands to be held in trust, to be used solely as a harbor. City given power to make leases for not to exceed 25 years renewable for similar period for purposes not interfering with navigation and subject to such terms and conditions as city may impose. State reserves right to use improvements placed on lands free of charge for any vessel or railroad owned or operated by the state. Right to fish in waters fronting on lands granted and convenient access thereto reserved to people of state.

S. B. 744. SHARKEY.

Amends § 1, adds § 3, Act 5129, re regulation of automobile transportation companies.

§ 1. Adds definition of "public street" and "county road." Omits definition of "between fixed termini or over a regular route."

§ 3. Requires companies coming within act to secure permit from any city, town, or county on highways of which they operate except companies as were operating thereover on May 1, 1917. Permits to be granted by legislative body of city or county through which company proposes to operate, after a public hearing. Powers given to cities and counties by section are declared supplemental to and not in impairment of powers granted to railroad commission by act.

S. B. 745. SHARKEY.

Amends § 1446, Pen. C., relating to fines imposed by justices' and police courts.

At present provides that judgment for a fine may also direct that defendant be imprisoned until fine be paid, at rate of one day's imprisonment for every dollar of the fine.

Amendment provides that imprisonment shall be for such period of time as court may direct.

S. B. 746. SHARKEY.

Amends § 604a C. C., re religious corporations.

Present law empowers religious corporations to contract, sue and to be sued, defend actions in the courts, borrow money and give security for same and transfer and incumber real property in same manner as a natural person, subject "to provisions of § 598," C. C.

Bill deletes said reference to § 588, latter having been repealed in 1927.

S. B. 747. SHARKEY.

Amends § 9 Act 4749, "Workmen's Compensation, Insurance and Safety Act of 1917," re compensation. Omits provision of subdivision 10 that percentage of permanent disability in second injury cases shall be computed without reference to injury previously suffered, and substitutes method for computing compensation payable in second injury cases. Provides special additional compensation where combined effect of both injuries amounts to 70 per cent or more of total permanent disability. Creates "subsequent injuries fund," to be administered by industrial accident commission, out of which such additional compensation shall be paid. Requires employers subject to act to pay into fund \$300 whenever an employee sustains fatal injuries in course of employment and leaves no dependents. Empowers attorney for commission to enforce such payments, by proceedings before commission or by court action.

S. B. 748. WELLER.

New act, providing for organization of transportation districts. District may be wholly in unincorporated territory, or wholly within an incorporated city, or partly within incorporated territory and partly in unincorporated territory, or partly within one incorporated city and partly within another. Provision made as to legislative body having



power to initiate proceedings for formation of district in each of above situations, but in all cases consent of all legislative bodies in territory proposed to be included in district shall be obtained to its formation.

Upon receipt of petition by not less than 10 per cent of land owners in proposed district, legislative body shall set time for hearing and give notice thereof. On hearing, legislative body to make an order either that proceedings be abandoned or that district be formed. Order must include name of district. Order creates district, and is conclusive as to genuineness and sufficiency of all proceedings leading to formation of district.

Legislative body creating district made legislative body of district, except that no assessment may be levied in territorial jurisdiction of another legislative body without its consent.

Legislative body given power to prepare plans for acquisition or construction of transportation facilities, to appoint an attorney, to appoint and fix compensation of other necessary employees, and to order acquisition or construction, whenever public interest or convenience may require, of any transportation facility.

Compensation of officers and employees charge against funds of district only. Municipality or county initiating proceedings liable for expenses of proceedings abandoned before funds become available for district, but shall be charged as expenses in any new proceedings begun for substantially same thing.

Procedure for acquisition or construction to be in accordance with street opening act of 1903, improvement act of 1911, or acquisition and improvement act of 1925, or any other act for opening, acquisition or improvement of streets or highways. Boundaries of any assessment district to be same as boundaries of transportation district. Any territory in transportation district, but not in assessment district, automatically excluded from transportation district.

Transportation district automatically dissolved if no proceedings taken for acquisition or construction of transportation facilities within 2 years after formation, or if proceedings for construction or acquisition be abandoned for more than 1 year.

Legislative body may create advisory board consisting of land owners of district, and must appoint such a body when owners of more than 50 per cent of land in district petition for it.

Legislative body given power to operate, lease or otherwise contract regarding any transportation facility acquired or constructed. Legislative body given right to use any public street or highway in district for transportation purposes without cost.

“Transportation facility,” “owner of land,” “acquire,” “construct” and “legislative body” defined.

S. B. 749. WELLER.

New act, to regulate and license operation of aircraft acting as common carriers. The terms and conditions of such regulation are not specified.

S. B. 750. WELLER.

New act, relating to aviation.

Skeleton bill.

S. B. 751. WELLER.

Amends § 1238, C. C. P., relating to uses for which eminent domain may be exercised.

Allows exercise of eminent domain on behalf of educational institution of collegiate grade, not conducted for profit.

S. B. 752. FELLOM.

Amends "Improvement act of 1911," act 8199.

Skeleton bill.

S. B. 753. FELLOM.

Amends §§ 36, 46, 50, 51, 72, 153, and 157 of California Vehicle Act, (Act 5128) and to add thereto §§ 16a, 28a, 28b, 28c, and 28d.

Skeleton bill.

S. B. 754. FELLOM.

Adds § 2a, act 6423, relating to payment of claims of persons employed upon public works.

Authorizes department of public works to prescribe questionnaire and require prospective bidders on public works to answer questions therein contained as to financial ability and experience in performing such work, and to refuse to furnish plans and specifications to persons giving unsatisfactory answers.

Defines "person" as used in section.

S. B. 755. HURLEY.

Appropriates \$45,000 for purchase of burial plot in Mountain View cemetery in city of Oakland, for burial of deceased war veterans.

Requires department of finance to make purchase and prescribe rules and regulations for maintenance of plot.

S. B. 756. McCORMACK.

New act. Authorizes department of public works to acquire, construct and maintain state highway in counties of Solano and Napa, extending from a point near Cordelia through American Canyon to most practicable crossing of Carquinez Straits.

S. B. 757. WEST.

Amends § 1142, Pol. C., relating to election boards.

Requires clerks of election boards to be registered qualified electors of county and preference in their appointment to be given to electors of precinct.

S. B. 758. MALONEY. (By request.)

Amends § 69, and adds 69b, C. C., relating to issuance of marriage licenses.

Amendment to § 69 adds requirement that such licenses must show any former marriage entered into by either applicant, and manner in which such marriage was terminated.

69b prohibits county clerk from issuing license where application shows either party has been twice married and "has had" issue, unless such party presents certificate from superior court of county showing that such issue are provided for.

S. B. 759. HERBERT C. JONES, NELSON, and ROCHESTER.

New act, creating California Code Commission.

Creates commission of nine members, to be appointed by governor, to revise and recodify all laws of state, eliminating invalid and repealed statutes, correcting defects and making proper substitutions. Requires commission to compile report thereof, with suggestions as to form of new code or revised statutes attached as exhibits, to be printed by state printer and distributed by commission on December 15, 1930, to governor, members of Legislature and heads of state departments.

Allows members of commission traveling expenses but no compensation.

Requires all state offices, departments, commissions, bureaus and organizations and board of governors of state bar to furnish information required by commission.

Purports to make appropriation (amount not specified) for expenses of expert and clerical assistance, and traveling expenses, of commission.

**S. B. 760. DUVAL.**

Amends §§ 1, 2, 2½, 2a, 3, 4, 5, 6, of an act dividing the state into fish and game districts, act 2874.

Sets out boundaries for fish and game districts 1, 1½, 1¼, 1A, 1B, 1C, 1D, 1E.

**S. B. 761. BOGGS.**

Amends § 42 and repeals § 36, Act 6684, relating to bonds of the Sacramento and San Joaquin drainage district.

Present § 42 requires reclamation board, before July 1 of each year, to determine the amount of money which will be necessary in order to pay principal of any bonds of district maturing and interest thereon to become payable, during succeeding year, and to send a statement certified by secretary of board, before September 1 of each year, to county treasurer of each county subject to assessment, showing amount of assessment which will become due from lands in county during succeeding year.

Bill requires board to make this determination and to send these statements immediately upon sale of any bonds, and annually thereafter, instead of prior to July 1 and September 1, respectively.

Bill permits assistant secretary, as well as secretary of board to certify statements required to be sent to county treasurers.

Bill repeals § 36, which requires state treasurer to retain from moneys first received by him from sale of any bonds issued under provisions of the act, a sum which, together with that already retained by him, will be sufficient to pay all interest to become payable, during next two succeeding years, upon all bonds so issued and outstanding.

**S. B. 762. BOGGS.**

Amends §§ 2, 3, 10 and 13, and repeals §§ 4, 5, 6, 7, 8, 9, 11 and 12 of the "Sacramento and San Joaquin drainage district refunding act" Act 6687.

§ 2, relating to the operation and maintenance of certain flood control project works, is amended by adding the "Sacramento by-pass" to subdivision (4) thereof, and eliminating subdivision (5) "All weirs and all structures and works incidental thereto."

§ 3, relating to the cancellation of bonds and providing for the disposition of moneys now in the bond fund or bond interest fund, is amended by the addition of a provision directing the controller to request the treasurer to transfer all moneys in said bond fund or bond interest fund to the construction fund, to be used for the retirement of warrants as provided in § 15 of the reclamation board act.



§ 10, relating to the calling of installments for the collection of Sutter-Butte by-pass assessment No. 6, is amended by eliminating the specific reference to the uses to which moneys collected on supplementary assessment No. 6 may be put. Is a new provision to the effect that "Said semi-annual installments shall continue without diminution of the principal amount by reason of such installments until such time as the principal and accrued interest on said assessment are paid in full."

§ 13, relating to payment of assessments in warrants and to the crediting of installment payments, is amended by defining such warrants as those "now or hereafter to be issued" instead of those issued "prior to the date this act becomes effective." The provisions relating to the payment of assessments with bonds of the district, have been eliminated, and a new provision declares that partial payments on any tract in excess of any regular installment amount shall be credited to the principal amount of the assessment. Such partial payment shall not be used to reduce the amount of future regular installment collections until such time as the principal and accrued interest of such assessment shall have been paid in full upon said tract.

**S. B. 763. BOGGS.**

Amends §§ 14 and 19 of the reclamation board act, Act 6681, and adds a new section, 37, thereto.

§ 14, relating to assessments, when payable and delinquent, is amended by providing that the dollar payment, which in addition to 10 per cent of the amount of such installment was collected as a penalty for delinquency, shall be paid only if publication of notice of delinquency shall have commenced prior to payment of such delinquent assessment.

§ 19 is amended by the elimination of the appropriation features of the section, as well as that relating to the liability of the state.

§ 37 provides that all moneys which shall be reimbursed or released by the United States to the State of California pursuant to a plan for controlling the flood waters of the San Joaquin and Sacramento rivers adopted by this state and the United States, shall be deposited in the "Construction fund of joint navigation and flood control project adopted by United States and State of California." Said fund shall be expended by the state reclamation board for such flood control project. For such work as is to be done by the state and United States jointly, no warrants shall be drawn until an appropriation of an equal amount is made by the United States.

Declares that with the balance of said money appropriated by the state for the 81st and 82d fiscal years to carry out the flood control projects, together with all moneys reimbursed the state by the United States, the department of finance is authorized to purchase and cancel warrants or bonds of the Sacramento and San Joaquin drainage district secured by Sutter-Butte by-pass assessment No. 6, Feather River assessment No. 7, or Sacramento River outlet assessment No. 2.

Section sets out the percentage to be allocated to the three above-named assessments, and provides the manner of applying such balance to such assessments.

This bill adds a new section, 37, to replace the original § 37 enacted in 1925, and repealed in 1929 by S. B. 354 (Chap. 4).

**S. B. 764. GARRISON.**

New act, creating a California state trade commission.

Five members appointed by governor with the approval of the senate. Term, four years; salary, \$6,000.

Unfair trade ethics, practices or methods are declared unlawful. Duty of commission to prevent use of such methods in commerce.

Whenever commission has reason to suspect use of such methods by anyone, it shall cause offender to appear at a hearing. If find offender guilty, it shall order discontinuance of such practices. Commission may apply to superior court to enforce such order.

Commission to gather data re conduct of any business: to cooperate with the federal trade commission; to require persons engaged in commerce to furnish reports on the manner of conducting such business; to publish such portions of the information so gathered, except trade secrets and names of customers, as may be deemed expedient; to compel attendance of witnesses and production of documentary evidence.

Persons failing to obey any subpoena or lawful requirement of commission, guilty of misdemeanor.

Person wilfully making false entry in any business record, or altering such record, or refusing to exhibit same to commission, guilty of misdemeanor.

Corporations failing to file any report required by the commission after thirty days' notice of such default, fined \$100 per day while such default continues.

Appropriates \$100,000 to carry out provisions of act.

**S. B. 765. GARRISON.**

Repeals Act 9107, relating to the power of boards of supervisors to fix water rates.

**S. B. 766. GARRISON.**

Repeals Act 9110, relating to the sale, rental and distribution of appropriated water in the state.

**S. B. 767. GARRISON (by request).**

New act creating game refuge on Merced River, adjacent to Yosemite National Park, for protection and propagation of game animals. Refuge under control of department of natural resources.

Hunting or taking game animals on such refuge, or possessing traps or firearms therein without permit from department of natural resources, is a misdemeanor.

**S. B. 768. GARRISON (by request).**

New act. Defines navigable waters as those waters of the state that will float a log one foot in diameter at any season of the year.

Declares such waters are public waters, and that all fish therein are property of state.

All persons holding angling licenses shall be entitled to fish in such waters, and shall have right of way to such waters from the nearest public road.

The easement hereby granted shall include right to use margins of such waters and the bed thereof.

Any actual damage to fences, stock, crops, etc., caused by the user of such easement in its exercise shall be recoverable by the owner.

**S. B. 769. ROCHESTER.**

Repeals § 564 C. C. P. and adds a new § 564 in lieu thereof.

The section enumerates the cases in which a receiver may be appointed by the court in which an action is pending. In form, the section has been made more specific, and has been enlarged to include: actions for the foreclosure of a deed of trust; actions to set aside or avoid a mortgage or trust deed, or restrain the foreclosure thereof, where it appears that the property is insufficient or in danger of waste; and in cases where the interests of stockholders of a corporation are endangered by the fraud or neglect of the officers.

**S. B. 770. HANDY.**

Amends § § 737<sup>k</sup> and 737<sup>zz</sup>, Pol. C., relating to salary of judges of the superior court in counties of the 38th and 36th class.

Increases salaries of judges of superior court. Glenn and Tehama counties, from \$5,000 to \$6,000.

**S. B. 771. HANDY.**

New act, supplemental School Code bill (S. B. 22).

Provides that the governing board of any school district which has been surveyed by the division of schoolhouse planning, may, with

approval of the superintendent of public instruction, set aside all moneys raised for building purposes by taxation, for a period of three fiscal years. At the end of said period such moneys must be used for building purposes.

**S. B. 772. HERBERT C. JONES.**

New act. Prohibits any public utility corporation which is under the jurisdiction of the railroad commission from expending any money or giving any thing of value for political purposes. Violation, a misdemeanor.

**S. B. 773. HERBERT C. JONES.**

Amends § 15c of the "building and loan commission act," Act 982.

The section at present provides that the building and loan commissioner may refuse to grant a certificate of approval to any such association desiring to file papers with the secretary of state, if commissioner considers the name of such association so similar to another as to be likely to mislead the public.

The amendment provides that the commissioner shall notify every building and loan association of an application, and set a date for a hearing at which any association may appear and show cause why such certificate should not be granted.

Sets out certain presumptions as to similarity of names, and provides further that before any petition for change of name is heard by any court, or amended articles containing change of name is filed with secretary of state, the commissioner must issue a certificate of approval for the new name, after a hearing.

**S. B. 774. HERBERT C. JONES.**

New act. Any person possessing intoxicating liquor in violation of the Wright Act, shall upon first conviction be fined not more than \$500 or be imprisoned not more than 6 months, or both; for second offense, not less than \$500 nor more than \$1,000, and be imprisoned not less than 90 days nor more than one year; for a third offense, not less than \$1,000 nor more than \$2,000, and be imprisoned not less than one year nor more than two years.

**S. B. 775. WEST.**

Amends §§ 2957 and 2959 and adds §§ 2963a and 2973a, C. C., to put contracts for sale of personalty on substantially same basis as chattel mortgages, so far as relates to recordation and form of execution.

**S. B. 776. WEST.**

Amends §§ 83, 84, 85, 86, 87, 88, 89, 90, 91 and 92 of Act 5128, California Vehicle Act.

**Skeleton Bill.**



S. B. 777. GRAY.

Adds §§ 4a, 4b, 4c and 4d to act 3276a to the "Acquisition and improvement act of 1925."

§ 4a. Specifications submitted by engineer to be accompanied by certificate of county assessor showing assessed and market value of all lands in proposed district. If market value is greater than estimated cost of improvements plus all other improvement assessments, legislative body may pass resolution of intention authorizing improvements.

§ 4b. If market value of lands in proposed district is less than cost of proposed improvements and other improvement assessments outstanding, legislative body to appoint commission of three to determine if district could bear cost. County auditor to be member of commission, and if possible licensed realtor and banker familiar with lands.

§ 4c. Within twenty days commission to render verified report showing: bank appraisal of lands, with and without improvements; amount of outstanding assessments against lands for other local improvement; character of improvements on lands; extent of improvements on adjacent lands; extent of subdivisions of lands and adjacent lands; highway and transportation facilities; water and light facilities; distance of lands from nearest city, town, or settlement; increase in population within past five years of lands within ten miles of exterior boundaries of district; whether present or prospective value of lands would warrant the improvements.

§ 4d. Legislative body, interested parties and attorneys may question commission on report. Legislative body to conclude after hearing, whether improvements shall be made. If project abandoned, no proceedings for improvements to be taken for six months. Sum not exceeding fifty dollars to be allowed commission for expenses.

S. B. 778. GRAY.

Amends Act 5128, California Motor Vehicle Act.

Skeleton Bill.

S. B. 779. GRAY.

Amends § 51, Act 6386, Public Utilities Act.

Existing provision prohibits "public utility" from selling, leasing, assigning, or mortgaging its properties without an authorization from railroad commission.

Amendment substitutes for the words "public utility" the following: "railroad corporation, street railroad corporation, telegraph corporation, telephone corporation, electrical corporation, gas corporation, water corporation, wharfinger, or heat corporation."

Adds "facilities" to enumeration of properties for disposition or encumbrance of which such authority must be obtained.

**S. B. 780. EVANS.**

Amends § 18, Act 6341, relating to state mineral lands.

Amendment eliminates the power of the surveyor general to fix and determine boundary lines of any structure, or oil or gas field, for purpose of act.

**S. B. 781. NELSON.**

Amends 1313, C. C., relating to exceptions of restrictions on devises for charitable uses.

Present provision allows educational institutions exempt from taxation under provisions of section 1a of article 13 of constitution to take property willed to them free from limitations as to amount and period within which bequest must have been made. Bill substitutes for "educational institutions exempt from taxation under the provisions of section 1a of article 13." "any educational institutions of collegiate grade whose property is exempt, in whole or in part, from taxation under the constitutions and statutes of the State of California."

**S. B. 782. HERBERT C. JONES.**

Amends § 2186, Pol. C., relating to examinations of inmates of state hospital.

Authorizes the superintendent of a state hospital in the event of the death of an inmate or patient, to conduct an autopsy.

**S. B. 783. HERBERT C. JONES.**

Amends § 2, Act 3642, relating to juvenile delinquency commission.

Amendments continues the commission created in 1927 by requiring the commission to report at the 49th session of the Legislature.

**S. B. 784. HERBERT C. JONES.**

New act, supplementing School Code bill (S. B. 22) re support of state board of education.

Provides "text book appropriation" shall be subject to the draft of state board of education for expenses incurred by it for office supplies, hiring of expert assistants, and other necessary expenses. Claims must be presented to board of control for approval.

**S. B. 785. HERBERT C. JONES.**

Adds §§ 2.1440-2.1446 and supersedes §§ 2.150-2.155 of School Code, which in turn supersede § § 1575, 1578, 1579, Pol. C.

New sections provide that state board of education may, upon recommendation of director of education, create additional divisions of the department of education necessary to facilitate transaction of business of department.

State board of education, on nomination of director of education, to select a chief of each division.

Board entitled to refuse to select such nominee of director if, after public hearing, board is convinced nominee is unfit for office or is related to the director by marriage or otherwise.

Board to have power to create such subordinate positions in each division as may be recommended by the chief of the division, with the approval of director of education. Selections to be made from civil service list on nomination of director.

Gives board power to fix salaries of all professional employees subject to approval of state department of finance.

Board to elect presidents and principals of teachers' colleges and other schools governed by department in the same manner as is provided for the election of chiefs of division.

S. B. 786. HERBERT C. JONES.

New act, supplementing School Code bill (S. B. 22).

Provides state department of education shall be administered through:

(1) State board of education, which is to constitute the governing body; and,

(2) State director of education in whom all executive and administrative functions of the department are vested.

S. B. 787. BREED.

Amends § 456, Pol. C., relating to employees in office of the state treasurer.

Salary of deputy state treasurer increased from \$4,000 to \$4,500.

Following additional appointments allowed: one bond officer, one deposit officer, one vault officer, one bookkeeper, one secretary-stenographer, all of foregoing to be civil executive officers.

Treasurer also allowed to appoint and fix salaries of four clerk watchmen and one watchman-porter. Restriction that appointments must be approved by state board of control removed.

S. B. 788. FELLOW.

§ 22, Act 3276, Road District Improvement Act of 1907.

Omits provision that bonds issued thereunder must recite "This is the only indebtedness of said district."

Requires that bonds when issued shall be dated as of the "date" when said final order of the board of supervisors was made instead of "day" when final order was made.

**S. B. 789. FELLOW.**

Amends §7, act 3276, Road District Improvement Act of 1907.

Eliminates provision that land owners may file protest against improvement work any time before day specified in resolution of intention for ordering work.

Existing law provides that no proceeding shall be taken under resolution of intention authorizing improvements if majority of land owners within district file protests; amendment gives board of supervisors authority to proceed with work when four-fifths of members of board overrule objections.

**S. B. 790. FELLOW.**

New act, calling a special election in 1930.

Skeleton bill.

**S. B. 791. ALLEN.**

New act. Provides that highway between Calor and Weed is a state highway to be a part of "The Weed-Klamath Falls, Dalles highway."

**S. B. 792. WELLER.**

Amends §§ 1276, 1277, 1278, 1279, C. C. P., relating to changes in name by superior court, of persons and corporations.

§§ 1276, 1277, 1278 and 1279. Present law includes corporations within the terms of these sections allowing changes in name. Amendments eliminate corporations from provisions of sections, thus restricting the provisions thereof to natural persons.

**S. B. 793. WELLER.**

Amends §§ 296, 362, 410; adds 296a, repeals 321a, C. C., relating to names of corporations and amendment of articles of incorporation.

§ 296. Recasts provision forbidding filing by secretary of state of articles of incorporation setting forth corporate name similar to that of corporation already organized or authorized to do business in state. Adds provision forbidding filing of articles with name resembling so closely as to tend to deceive any name reserved under provisions of C. C. 296a, unless certificate of reservation is presented with articles.

§ 362. Alters provisions as to amendment of articles to change name of corporation. Section to govern only amendments to change



name to one not similar to name of a corporation organized or authorized to do business in state, or name reserved under § 296a, C. C.

Provision regarding amendment to articles to change principal place of business amended to provide articles need not be amended to change principal place of business from one location to another in same city, town, or village.

Provisions regarding amendment of articles to change classes of stock altered. Provides for division of capital stock into two or more kinds or classes, instead of present provision permitting classification into preferred and common stock only.

Detailed procedure for amendment of articles substituted for general statements as to procedure in section at present. Amendment to be by majority vote of board of directors and vote or written assent of holders of two-thirds of subscribed capital stock, or of two-thirds of members in corporation having no capital stock, if incorporation having no capital stock, members have unequal voting power, amendment may be approved by vote or written assent of members representing majority of votes in corporation.

Eliminates provision that section shall not be construed as permitting a corporation to change its name or principal place of business.

§ 410 Adds provision that no foreign corporation having a name the same as, or which resembles so closely as to tend to deceive, a name under reservation, as provided by § 296a, C. C., shall be authorized to do business in state, unless certificate of reservation is presented to secretary of state.

§ 296a. New section, providing any applicant may, on paying \$2 fee, obtain from secretary of state, a certificate of reservation, good for 60 days, of any name which is not the same as, or which does not resemble, so closely as to tend to deceive, that of any corporation organized or authorized to do business in this state, or which is not already under reservation.

Repeals § 321a, relating to procedure for change of principal place of business of corporations.

#### S. B. 794. WELLER.

Adds § 411, C. C., relating to the surrender by foreign corporations of right to transact business within state.

Permits foreign corporation to retire from intra-state business and make record thereof by filing appropriate certificate with secretary of state.

#### S. B. 795. YOUNG.

Revises Act 8034 "State Fish Exchange Act."

Administration of act transferred from department of agriculture to division of fish and game, substituting phrase "division of fish and game" for "department of agriculture" throughout act.

Powers not granted to division of fish and game formerly granted to department of agriculture:

(1) Power to open markets;

(2) Power to use funds at disposal of state market commission.

Powers granted to division of fish and game not formerly expressly granted to division of agriculture:

(1) Appointment of attorneys;

(2) Employees appointed to carry out provisions of act have authority of sheriff's and other peace officers;

(3) Sum equalling 5 per cent of gross receipts of state fish exchange to be paid out of state fish exchange fund to the division of fish and game and credited to the general fund.

S. B. 796. LYON.

Adds § --- to Act 5238, relating to municipal courts.

Provides that marshal and deputy marshals shall have the same rights and privileges to a pension or retirement annuity that is provided by law for county and township peace officers.

Only those deputy marshals in active service are entitled to the benefits conferred by act.

S. B. 797. LYON.

New act relating to the formation, government and operation of harbor districts by any portion of a county, the exterior boundaries of which include a bay, harbor, or inlet on the Pacific Ocean.

Details re formation, government, powers and duties of such a district not set forth in the bill in its present form.

S. B. 798. CLEVELAND.

Amends § 3, act 2593, relating to establishment of fire districts in unincorporated towns and villages, act of 1881.

Limits the provisions of the section as to the boundaries of the fire district by inserting provision that boundaries of a district are to be within one-half mile of limits of town or village.

S. B. 799. CLEVELAND.

Amends §§ 95 and 120, Act 5128, California Vehicle Act.

§ 95. Amendment provides that privately owned vehicle used by peace officer for exercise of his official duties shall be deemed to be a police or fire department vehicle within the meaning of section allowing use of siren equipment on police or fire department vehicles.

§ 120. Existing section provides that speed limits for vehicles shall not apply to vehicles of political subdivisions when such vehicles are being operated in chase or apprehension of violators of the law. Amendment includes within the scope of vehicles excepted from speed limit regulation, vehicles of any peace officer where, by local ordinance or resolution of any governing body of any political subdivision, officer is required to furnish a privately owned vehicle for the exercise of his official duties.

#### S. B. 800. CLEVELAND.

Amends § 1, Act 3456, women's eight hour law.

Skeleton bill.

#### S. B. 801. CROWLEY.

Amends §§ 10 and 14 of Act 8548, State Housing Act.

§ 10. Yard formerly defined as an open unoccupied space other than a court, on the lot on which is situated the building, "open, unobstructed, from the ground to the sky," etc. Last part changed to "open, unobstructed, from the lowest story in which there is an apartment or apartments to the sky," etc.

§ 14. In regard to the schedule concerning minimum depths of rear yards of apartment houses located on interior lots, with reference to the height of such building, such height formerly measured from top of wall to floor of yard at point abutting the rear yard. Now to be measured from top of wall to the floor or ground level in which there is an apartment or apartments.

Additional provision that rear yard or interior lot shall extend across the interior width of lot and from the lowest floor which is used for living or sleeping apartment or apartments, clear, unobstructed to the sky.

#### S. B. 802. CROWLEY.

Amends § 65 of Act 8548, State Housing Act, relative to cooking and living accommodations and restrictions in houses and buildings.

Preparation of food in certain parts of building, now prohibition. Bill adds "sleeping" compartments to list of places where such may not be done. Bill also limits application of such prohibition in all such cases to buildings hereafter constructed, except as provided in lines 4 to 21 of page 2 of bill (latter applying to buildings heretofore constructed).

S. B. 803. LYON.

New act. Authorizes department of finance to purchase at not exceeding \$2,000 per acre, certain described lands, approximately 160 acres in area, within the Rancho Los Coyotes, Los Angeles County, for the use of the Norwalk State Hospital, and appropriates from the state treasury such money as may be necessary to accomplish such purpose.

S. B. 804. WEST.

New act, for regulation of industrial loan companies.

§ 1. No industrial loan company to transact business of making personal loans without complying with laws of state and procuring certificate of authority so to do from state superintendent of banks.

§ 2. Provides certificate of authority expires July 1 following issuance unless sooner revoked. No granting or renewal of certificate, if company in arrears as to state, county, city and county, city or town fees, taxes, penalties, etc., previously acquired or while in default as to compliance with the laws of state regulating and controlling such companies.

§ 3. Not to solicit or receive directly or indirectly by way of appraisals, investigation fees, incidental expenses, or otherwise any greater rate of interest than maximum allowed by law as to personal loans.

§ 4. Violation of act a misdemeanor.

S. B. 805. HURLEY.

Adds § 1a to Act 8209, Improvement Bond Act of 1915.

Forbid levying of, or election for assessments, when amount thereof, added to sum of other assessments for street improvements upon any lot, exceeds 50 per cent of assessed valuation.

S. B. 806. HURLEY.

Adds § 4a, Act 855, Street Improvement Act of 1911.

Forbids levying of or election for assessment when amount thereof, added to sum of other street assessments upon any lot exceeds 50 per cent of assessed valuation.

S. B. 807. HURLEY.

Adds § 17a, Act 8198, Street Opening Act of 1903.

Forbids levying of or election to assessment when amount thereof, added to sum of other street assessments upon any lot exceeds 50 per cent of assessed valuation.



S. B. 808. HURLEY.

Amends Pen. C. 626*a*, relative to the retention of fish and game after the open season.

Period of such retention changed from 5 to 30 days.

S. B. 809. CHRISTIAN.

Amends Pol. C. 1142, relative to election boards and officers.

If sufficient number qualified persons have not applied for appointment as precinct election officers, as many as are necessary are to be supplied from qualified electors of said or adjoining precinct.

Law penalizes failure of election officer to act. Bill limits such to case of election officer who is appointed after filing application.

Disqualifies state officer from serving as precinct election officer.

Publication of names of election officers may be in weekly if there is no daily newspaper.

S. B. 810. SHARKEY.

New act, supplementing School Code bill (S. B. 22), relative to courses of instruction for inmates of state institutions.

§ 2.1399. Empowers State Board of Education to establish at request of governing authorities of state institutions, courses of instruction for inmates thereof.

§ 2.1400. Empowers board to examine students in such courses and to grant them certificates of attainment.

S. B. 811. SHARKEY.

Amends § 3, Act 5142, relative to Mt. Diablo State Park fund.

Deletes provision that when moneys are paid into the fund from sources other than the appropriation made by the act, the controller shall transfer from general fund to park fund an amount equal to half the amount so received from outside sources.

S. B. 812. SHARKEY.

Amends § 2, Act 8432, relative to Tamalpais State Park fund.

Deletes provision that when moneys are paid into said fund from sources other than appropriation made by the act, controller shall transfer from general fund to park fund, an amount equal to half the amount so received from outside sources.

S. B. 813. LYON.

New act, relative to employment of inmates of state prisons and reformatories.

§ 1. Board of prison directors, with the approval of the governor, appoint superintendent of prison industries, at a salary of \$5,000 per annum and expenses. Has charge of prison shops and equipment and the use of labor of convicts not required for custodial and maintenance work. Not to interfere with prison discipline.

§ 2. Governing authorities of state prisons and reformatories to cause physically capable prisoners to be employed at hard labor not exceeding 8 hours per day, for production of supplies for state and subdivisions or industrial training of inmates.

§ 3. All convicts in state prisons and reformatories to be employed for the benefit of the state or the political subdivisions, or in productive industries therefor under such regulations as established by the board of industries.

§ 4. Printing and photo-engraving limited to such used in penal and state charitable institutions and reports of board of prison directors and printing required in their offices.

§ 5. Labor of convicts to produce needed supplies for prisons and reformatories and then for state and public institutions, including manufacturing and enameling automobile number plates for motor vehicle department, and toys. Thereupon labor devoted to counties in which prisons and reformatories located and the towns, cities and villages therein.

As to products of penal institutions other than state prisons and reformatories, and disposition to state or political subdivisions, regulated under contract between managing authority of such penal institution and state superintendent of prisons. Under such contract kinds and qualities, methods of distribution and sale are agreed upon and no such contract is to extend over five years, and price therein to be fixed by state department of finance. Distribution and kinds of industries under contract to be approved by state superintendent of prisons.

No product, entirely or partly manufactured in a penal institution of state or subdivision, to be sold or disposed of for profit except to state itself or subdivision thereof. No resale or disposition for profit contrary to provision of act. Violation subjects officer or administrative board to removal.

§ 6. Duty of superintendent of prison industries to distribute labor and industries, assigned to particular institutions by the board of prison directors, having in mind location and convenience of the prisons and other institutions to be supplied, machinery presently located therein, number of prisoners and their use and occupation most likely to benefit them on discharge. To dispose of plants and machinery where industries permanently discontinued.

§ 7. Superintendent of prison industries and superintendent of particular prison or reformatory to cause to be manufactured such articles as are needed in such institutions and as are needed by state and political subdivisions and public institutions owned or managed by state. Articles manufactured and not required therein to be of design and quality fixed by board of prison directors and to be furnished on a requisition of proper authority, officials, trustees and managers. No articles so manufactured to be purchased from another source by state and political subdivision unless prison directors certify same can not be supplied.

§ 8. By July 1st each year proper officials of state and subdivisions to report to prison directors estimates for ensuing year or amount of supplies contemplated to be purchased.

§ 9. Farm products used by state charitable institutions or hospitals in excess of own production to be obtained from state prisons and reformatories producing a surplus unless more advantageous elsewhere in view of the factors of price, quality, transportation, delivery, etc. Moneys received therefrom to be applied as similar moneys received for other products of convict labor.

§ 10. Prisoners in state prisons and reformatories, in discretion of managing authority to receive compensation from earnings of institutions, according to grades set by managing authority, such compensation not to exceed 10 per cent of earnings of institution. Such compensation to be distributed to inmates of institution and dependents.

Superintendent, with approval of governor, to establish a system of compensation to prisoners for their labor based on net earnings of industries for each prisoner in excess of average cost for each prisoner for maintenance and operation for all institutions under the prison department, except the state hospital for the insane. Provisions made for credits for prisoner based on earnings, such amount being subject to deduction of fines, penalties, and forfeitures.

Different rates of compensation based on pecuniary value of work performed, willingness, industry and good conduct. Provision for forfeiture for misconduct to be made out of such compensation, not exceeding 25 cents per day for each day of good time so forfeited. Board of prison industries to institute and maintain uniform system of fines deductible from such compensation.

§ 11. Surplus to credit of prisoner may be drawn on by him on approval of superintendent for aid of dependents or other authorized purposes, or without consent of prisoner, may be disbursed as directed by superintendent. Balance to credit of prisoner on conditional release subject to prisoner's draft, on approval of superintendent, but at time of discharge from prison prisoner may withdraw entire amount. Prisoner violating parole, forfeits any credit balance. Such forfeiture paid into fund in aid of discharged prisoners, excepting such portion applied toward the expenses of his recapture.

S. B. 814. ALLEN.

Amends §§ 2 $\frac{1}{2}$  and 2a, Act 2874, relative to description of fish and game districts 1 $\frac{1}{2}$  and 1 $\frac{3}{4}$ .

§ 2 $\frac{1}{2}$ . As to district 1 $\frac{1}{2}$ , adds to other exceptions as to area, those portions of Siskiyou County included in district 1 $\frac{3}{4}$ , and those portions of Trinity County included in district 1D.

§ 2a. As to district 1 $\frac{3}{4}$ , adds as territory included in district, the area described in lines 6 to 14 of page 2 of bill.

S. B. 815. HERBERT C. JONES.

New act imposing duty on department of public health to investigate conditions affecting maternal hygiene and disseminate information to public officers and organizations interested. Carries appropriation of \$25,000 to carry out provisions of act, claims to be audited by department and paid on warrants of state controller.

S. B. 816. HERBERT C. JONES.

Adds § 2333a to Pol. C.

Empowers the department of social welfare to order governing board of any political subdivision of the state having control of any jail or detention home to comply with sanitary, safety and housing laws of the state and those respecting the segregation of prisoners and makes it the duty of the governing board to comply. Failure to comply is cause for the department to close any such jail or detention home which is unsafe, insanitary or inadequate to provide for such separation and classification, after due notice and hearing given to the proper authorities.



## SENATE CONSTITUTIONAL AMENDMENTS

---

### S. C. A. 1. MERRIAM.

Amends § 3 of Article VI, re justices of the Supreme Court.

Provides that all judges and justices of courts of record shall be appointed for life by the governor, subject to recall or removal by the Legislature as provided by law.

Governor to have power to fill vacancy by and with the advice and consent of the Senate, and, during recess of Senate, by commissioning a suitable person to fill the vacancy, whose term of office shall expire on the adjournment of the next session of the Legislature.

Amendment shall not affect incumbents in office. All judges and justices of courts of record who shall be elected and qualified in 1930 shall enter upon their duties the first Monday after the first day of January, 1931, and shall hold office for the term prescribed in this measure, namely, for life, unless removed.

### S. C. A. 2. BOGGS.

Amends § 1 of Article IV, re initiative and referendum petitions.

Deletes provisions that any qualified elector of the state shall be competent to solicit signatures, within the county or city and county wherein he is an elector.

Prohibits personal solicitation of signatures and provides that proponents may place in not more than one location in each election precinct a copy or section of said petition, in charge of a solicitor, where electors may, without solicitation, attach their signatures to said petition.

### S. C. A. 3. ROCHESTER.

Proposes new section to constitution numbered § 23, Art. VI, re nomination and election of judges.

Provides that within 30 days before the sixteenth day of August next preceding the expiration of his term any justice of the Supreme Court or district court of appeal or judge of the superior court may file with the county clerk a declaration of candidacy for election to succeed himself. If the incumbent justice or judge does not file such declaration the governor must nominate a suitable person for the office before the sixteenth day of September by filing such nomination with the county clerk.

Prescribes form of ballot. Majority vote elects.

Whenever vacancy occur in any judicial office by reason of the failure of a candidate to be elected, or otherwise, governor shall appoint a

person to fill the vacancy for term to expire the first Monday after the first day of January following the next general election after appointment.

Provides that the sections on recall in the constitution are applicable to justices and judges as hereunder elected.

#### S. C. A. 4. ROCHESTER AND MERRIAM.

Adds § 2<sup>1</sup>/<sub>a</sub>, Art. II, re compulsory voting.

Legislature to have power to enact laws to provide for compulsory voting by all electors at all elections, and to prescribe penalties for failing, neglecting or refusing to vote.

#### S. C. A. 5. WEST.

Amends §2, article 18 re constitutional conventions.

Deletes text of present section re calling of constitutional convention.

Provides that within six months after the adoption of the proposed amendment a special election shall be held upon a day fixed by proclamation of the governor to elect eighty delegates, one from each assembly district, having the same qualifications as assemblymen, to form and meet in convention at the State Capitol within three months after the election upon a day to be fixed by proclamation of the governor to formulate a new constitution. Compensation of each member. \$1000 and mileage as allowed assemblymen.

Convention empowered to employ such clerks and attaches as reasonably necessary.

Within six months after adjournment of convention, upon day fixed by proclamation of governor a special election shall be held to determine whether or not the proposed constitution drawn by the convention shall be accepted by electors.

Majority favorable vote ratifies.

#### S. C. A. 6. CROWLEY AND MUELLER.

Adds § 1<sup>3</sup>/<sub>2</sub>, Art. XIII, re tax exemption of hospitals.

All hospitals not conducted for profit to hold exempt from taxation its buildings, equipment, endowments, trusts and income free from taxation when same are used exclusively for hospital purposes.

Legislature directed to prescribe method for fixing the tax exempt status of such hospitals. Upon the status of a hospital being determined, no further showing is required from the hospital until it is shown that a material change in the status thereof has taken place.

**S. C. A. 7. LYON.**

Amends § 18, Art. VI, re ineligibility of judges to other offices.

Deletes provision which now renders superior court and municipal court judges ineligible to other than a judicial office or judicial employment during term.

**S. C. A. 8. SLATER.**

Amends § 8, Art. XI, re framing and ratifying of municipal charters and amendments thereto.

Deletes provision that a new charter or amendments to a charter shall be submitted to the municipal electors only during the six months next preceding a regular session of the Legislature or thereafter and before the final adjournment of that session.

Deletes provision that the petitions must be filed with the legislative body of the city, or city and county, not less than 60 days prior to the general election next preceding a regular session of the Legislature.

**S. C. A. 9. WELLER.**

Adds § 15, Art. IX, re Harry E. Huntington library and art gallery.

Approves and confirms the trust and endowment.

Board of trustees authorized to receive property by gift, grant, devise or bequest for the benefit of the institution, to be held upon trusts for the benefit thereof, and exempt trust estate from taxation.

Legislature is empowered to modify, suspend and revive at will the exemption herein granted.

**S. C. A. 10. ROCHESTER.**

Amends § 14, Art. XIII, re revenues and taxation.

Provides that the Legislature shall biennially set aside for distribution a sum not to exceed one-half of the moneys obtained by tax levy on fire insurance companies and associations, to be applied and distributed among the various firemen's pension funds as they may exist in the various cities, counties, cities and counties and other political subdivisions of the state, in the same proportion that each particular pension fund bears to the aggregate of all existing firemen's pension funds at the time of such biennial appropriation.

**S. C. A. 11. SWING.**

Adds § 21, Art. V, re executive branch of state government.

Empowers Legislature to include in any department of the executive branch of the state, any office, board or commission established by the

provisions of the constitution and to provide representation for same in the governor's council, through the director of the department. But Legislature shall not have power to limit, restrict, or impair any of the powers, duties, purposes, responsibilities or jurisdiction of such office, board or commission granted or imposed upon it by the constitution.

**S. C. A. 12. INMAN.**

Amends §§ 2 and 24, Art. VI, re judicial department.

§ 2. Deletes provision that opinions of supreme court and district court of appeal must in all cases state the grounds upon which the decision is based.

§ 24. Deletes provision that the grounds of decision shall in all cases be stated in writing and provides that where the cause is one in which there is a question regarding the constitutionality of a statute of the state or laws of the United States, or a question as to the construction of the constitution of the state, or where the right, title, privilege or immunity of a party is set up under the constitution or any statute of the United States, or the constitution, or any statute of this state or where there is a question of the construction of the constitution or statutes of the United States or of this state, or the question is one of statewide moment, the grounds must be stated. In other cases the grounds need not be stated.

**S. C. A. 13. SWING.**

Amends § 1a, Art. VI, re judicial council.

Deletes provisions for formation and organization of judicial council.

Provides, in lieu, that a judge of any court may sit in any other court of like jurisdiction at the request of a judge thereof or upon request of governor.

**S. C. A. 14. BAKER.**

Amends § 19, Art. VI, re powers of judges in charging juries.

Authorizes judge to comment on the evidence in felony cases.

**S. C. A. 15. CLEVELAND.**

Amends § 13, Art. XI, re formation of reclamation, drainage or other improvement districts.

No such district shall hereafter be organized unless a majority of the taxpayers in the proposed district shall determine in favor thereof at an election held for that purpose.

**S. C. A. 16. FELLOW.**

Adds § 6 to Art XVI, providing for issuance of railroad crossing elimination bonds. Authorizes issuance and sale of \$20,000,000 state



bonds, proceeds to be used by highway commission in acquisition of rights of way for and construction of railroad crossing eliminations on state and county highways.

Railroad crossing elimination defined as crossing between state or county highway outside limits of incorporated cities or towns and tracks of any commercial railway.

Twelve and one-half per cent of moneys to be expended on railroad crossing eliminations on state highways in counties of Imperial, San Diego, Riverside, Orange, Los Angeles, San Bernardino, Ventura, Santa Barbara, San Luis Obispo, Kern, Monterey, Kings and Tulare; and 12½ per cent to be so used in other counties of state.

Thirty-seven and one-half per cent of moneys to be used on crossing eliminations on county highways in counties named, and 37½ per cent to be used in other counties of state.

Fifty per cent of cost of crossing elimination on county highways to be borne by state and 50 per cent by county.

#### **S. C. A. 17. SHARKEY.**

Adds § 18 to Art. XIII, relating to taxation of marine insurers.

Every insurer transacting business of marine insurance in state shall annually pay to state tax measured by proportion of underwriting profit of insurer from insurance written in United States, which gross premiums of insurer from insurance written in state bear to gross premiums of insurer from insurance written within United States. Tax in lieu of all other taxation and licenses, state, county and municipal, except taxation upon real property.

Legislature shall define "marine insurance" and "underwriting profit," provide for assessment, levy, collection and enforcement of tax. Two-thirds of members of two houses voting in favor to fix rate of tax.

#### **S. C. A. 18. MURPHY.**

Amends § 9a of Art. XIII of Constitution relating to the tax rate upon personal property.

Amendment includes possessory interest in real property in same category as personal property providing that the tax rate shall be the same as upon real property for the preceding tax year.

Adds provision that motor vehicles not subject to taxation under §§ 14 and 15 of Art. XIII may be taxed differently from other property or exempted from taxation by the Legislature. Any tax or license levied under section to be distributed to the political subdivisions of the state. Two-thirds of all members of both houses required to change any form of taxation adopted pursuant to amendment.

S. C. A. 19. INMAN.

Adds new section to Art. XIII of Constitution numbered 1c.

Provides that motor vehicles as defined by the Legislature shall be exempt from local assessment and taxation.

S. C. A. 20. INMAN.

Repeals §§ 2 and 3 of Art. XII, relating to liability of stockholders for debts of corporations and joint stock associations, and to directors' or trustees' liability to corporation creditors and stockholders for moneys embezzled or misappropriated by officers.

S. C. A. 21. INMAN.

Repeals § 9 of Art. XII, limiting right of corporations to engage in business and to hold real estate.

S. C. A. 22. INMAN.

Repeals § 14 of Art. XII, requiring corporations organized or doing business in state to maintain office in state and to keep therein certain books and records.

S. C. A. 23. INMAN.

Repeals § 12 of Art. XII, relating to election of directors of corporations.

S. C. A. 24. INMAN.

Amends Art. XII, relating to corporations. Repeals §§ 2 and 3 relating to stockholders' liability and directors' liability for funds embezzled by officers; § 9, limiting right of corporations to engage in business and hold real estate; § 12, relating to election of directors; § 14, relating to duty of corporations to maintain an office in this state.

Amends § 7, relating to extension of corporation charters. Removes all restrictions on extension of corporation charters, except provision that Legislature shall not extend or remit the forfeiture of charter of any quasipublic corporation.

Amends § 11, relating to issue of corporate stocks and bonds. Eliminates provision that stock and bonded indebtedness of corporations shall not be increased except by consent of holders of two-thirds of capital stock.

S. C. A. 25. INMAN.

Amends § 7, Art. XII, relating to extension of term of corporation charters.

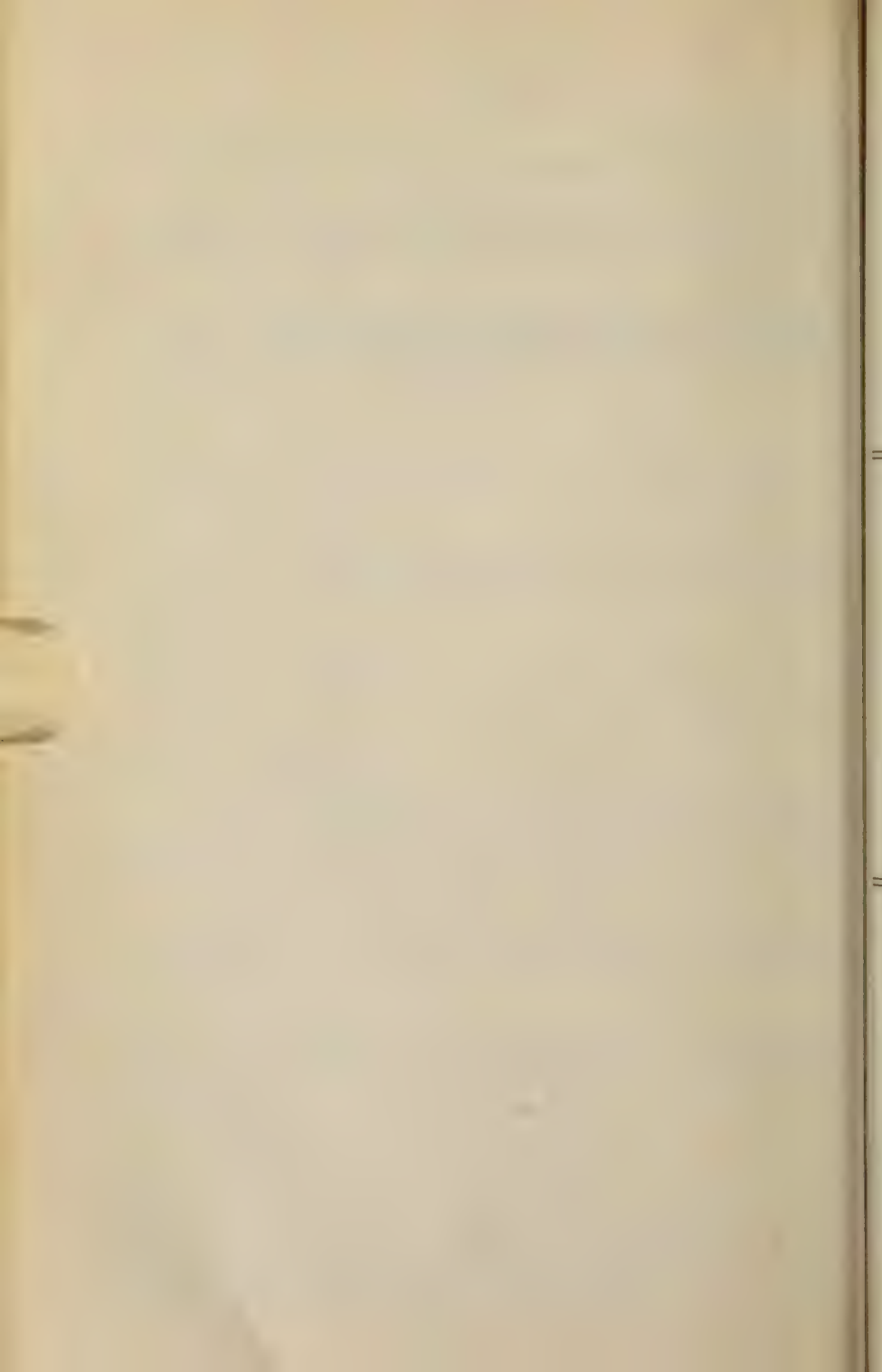
Removes all restrictions on extension of corporation charters except provision that Legislature shall not extend or remit forfeiture of charter of any quasipublic corporation.

S. C. A. 26. INMAN.

Amends § 11 of Art. XII, relating to issuance of corporate stocks and bonds.

Eliminates provision that stock and bond indebtedness of corporations shall not be increased except by consent of holders of two-thirds of capital stock.

Retains provision that stock or bonds shall not be issued except for money paid, labor done or property actually received.





---

---

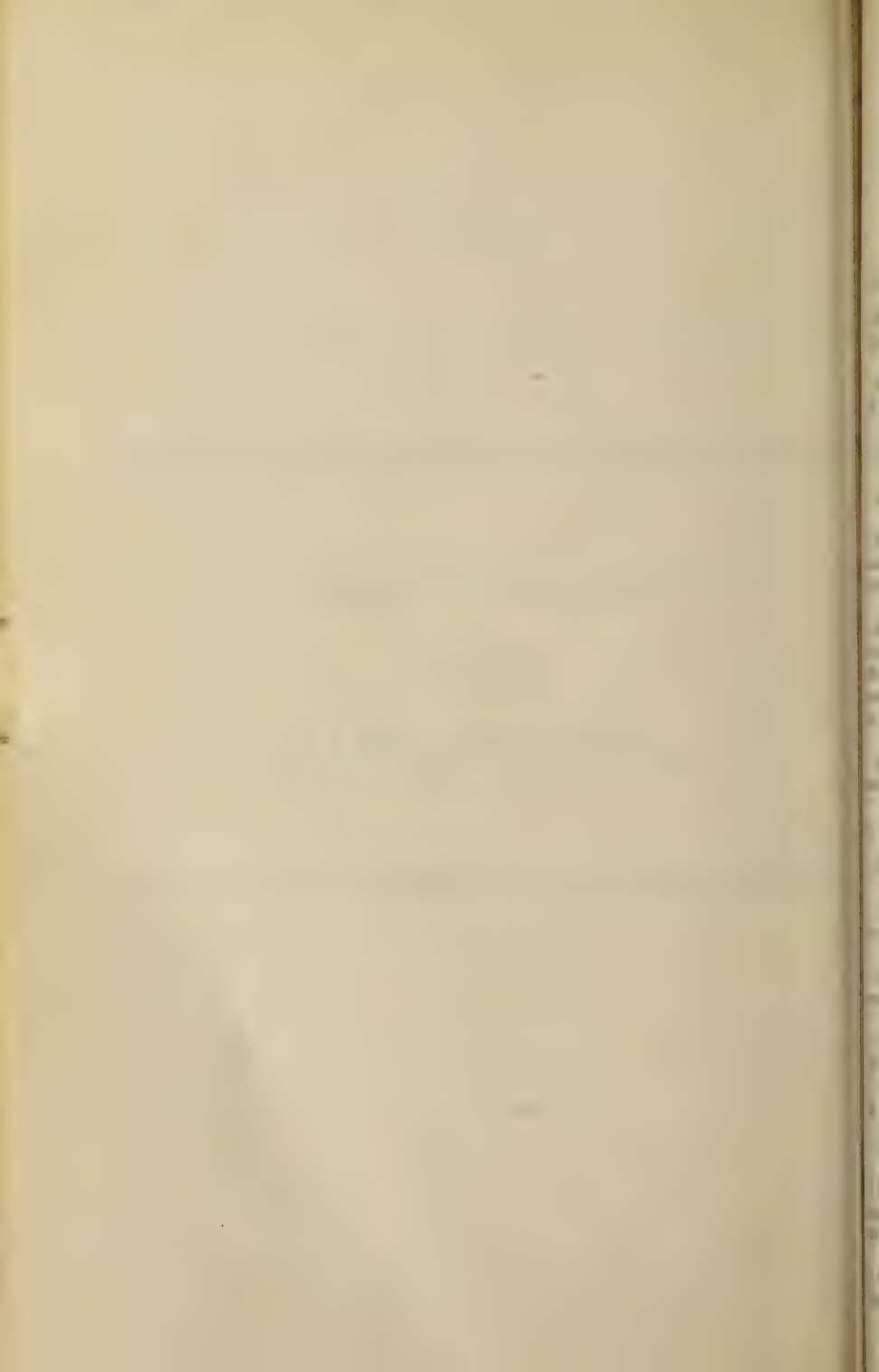
LEGISLATIVE DIGEST

PART II

ASSEMBLY BILLS

---

---



# ASSEMBLY BILLS

---

## A. B. 1. WITTER.

New act, ratifying Colorado River compact, signed at Sante Fe, New Mexico, Novemer 24, 1922.

Identical with S. B. 1, which was enrolled and approved January 10, 1929. (Stats. 1929, Chapter 1.)

## A. B. 2. BLISS.

Adds 4041*m*, Pol. C., relating to leasing of county lands.

Empowers boards of supervisors to lease, for mining purposes, any lands belonging to or under the jurisdiction of counties including lands dedicated to public use.

Requires such boards to adopt form for such leases, to advertise for bids for period of 20 days in newspaper published in county and to afford all bidders opportunity to examine form of lease. Requires leases to be similar to adopted form and to be executed to bidder offering highest remuneration to county.

Allows modification of leases upon unanimous vote of members of such boards.

## A. B. 3. BROCK.

Amends §§ 851 and 863, act 5233, relating to cities of sixth class.

§ 851. Omits reference to "city court" conducted by recorder, and to recorder as "city judge."

Changes names of "board of trustees" and "marshal" to "city council" and "chief of police," respectively.

§ 863. Changes wording of enacting clauses of ordinances, substituting "city council" for "board of trustees."

## A. B. 4. BYRNE.

Amends 653*c*, Pen. C., relating to blacklisting of employees.

Prohibits requirement, as condition precedent to securing or retaining employment, that employee or applicant be fingerprinted or photographed.

Changes punishment from fine not exceeding \$2,000 to fine not exceeding \$500 or imprisonment not exceeding 6 months, or both.

Gives right of civil action for treble damages to "party or parties" or assigns, aggrieved by violation of section, without prerequisite of establishing criminal liability.

**A. B. 5. EDDY.**

New act, validating school district bonds.

Enrolled and approved January 17, 1929. (Chapter 6, Stats. of 1929.)

**A. B. 6. FISHER.**

Amends § 632, Pen C., relating to protection of trout and whitefish.

Adds provision prohibiting possession of gaff or similar appliance except in a person's home, within three hundred feet of lakes or streams at any time when spearing of fish is prohibited therein.

**A. B. 7. HARPER.**

Amends § 1143 Pen. C.

Includes jurors in justices' and municipal courts within provisions of section thereby allowing them same fees and mileage as jurors in superior courts in criminal cases.

**A. B. 8. HEISINGER.**

Amends § 190 Pen. C., prescribing punishment for murder.

Provides that persons found guilty upon a plea of not guilty by reason of insanity shall be confined in state prison for life.

**A. B. 9. INGELS.**

Appropriates \$658.50 to pay claim of Harry H. Hopper against the state.

**A. B. 10. JOST.**

New act, regulating sale of beverages containing fruit juices.

Regulates use of names of fruits in connection with beverages made from fruits or fruit juices and imitations thereof. Regulates advertising of such beverages. Makes violation of provisions of act misdemeanor.

**A. B. 11. LEYMEL.**

New act, creating additional district court of appeal.

Redivides state into appellate districts and creates additional appellate district to be known as fourth appellate district; composed of counties of Fresno, Tulare, Kings, Kern, Inyo, Stanislaus, Mariposa, Merced and Madera. Creates additional district court of appeal, to



be located at Fresno. Provides for appointment of officers of such court. Appropriates \$100,000 for support of court for eighty-first and eighty-second fiscal years.

A. B. 12. LYONS.

Adds § 383*b*, Pen. C., relating to sale of kosher foods.

Prohibits false representation of foods as "kosher." Requires stores and restaurants selling kosher or kosher and nonkosher meats and foods to display signs, in windows of place of business and upon any meats and foods displayed, so stating. Prescribes size and content of signs. Defines "kosher." Makes violations of act misdemeanor and prescribes penalties.

A. B. 13. MIXTER.

Amends § 3, act 6172, relating to trustees of protection districts established thereunder for protection from overflow of lands not recognized as swamp lands.

Increases salary of trustees of district while sitting as board of trustees or acting under orders thereof from \$3 to \$8 per day, plus mileage to and from places of residence, and allows members their actual expenses while engaged in official business under orders of the board.

A. B. 14. PATTERSON.

Amends § 1616 Pol. C., relating to kindergartens.

Section now permits parents or guardians of children between ages of 4½ and 6 years who reside within one mile of an elementary school to petition for establishment of a kindergarten.

Bill permits parents or guardians of such children residing within five miles of an elementary school to so petition.

Bill deletes last five paragraphs of section which provide:

1. Board of education must annually submit to county superintendent an estimate of cost of maintenance of kindergarten during ensuing year,

2. County superintendent must approve or disapprove estimate and forward it to supervisors for tax levy,

3. That taxes so collected shall be available for kindergartens,

4. For discontinuance of kindergartens in certain cases, and,

5. That maximum tax levy for kindergarten must not exceed 15 cents on \$100 assessed value.

A. B. 15. SCUDDER.

Amends § 1612a, Pol. C., relating to school district budgets and to the levy and collection of school district taxes.

Deletes provision for levy and collection of school district taxes by county auditor upon refusal or neglect of board of supervisors so to do.

Deletes provision penalizing school districts by withholding state and county school money for failure or neglect of school boards to make school district budgets.

A. B. 16. WEST.

New act re incorporation, licensing and regulation of medical and hospital service companies.

Requires all persons, with numerous exceptions, who desire to contract to render medical, surgical, dental, ambulance and hospital service to incorporate.

Requires each such company now or hereafter organized to file, with chief of bureau of medical and hospital service, to be appointed by governor under provisions of bill, copies of articles of incorporation and a bond in the penal sum of \$5,000 conditioned for payment of taxes, assessments, licenses, judgments, fines and penalties, and for performance of all contracts, and for conformance with all provisions of law.

Requires each company before engaging in practice and immediately thereafter to pay \$50 to chief of bureau for license to do business, and license may be suspended or revoked by chief of bureau for insolvency, failure to fulfill contracts and for any fraudulent or unfair practice.

Requires any person soliciting service or contracts on behalf of any such company to procure license from chief of bureau.

Bureau created by bill is to be "in the office of the insurance commissioner" and chief is to receive salary of \$3,600 per annum, payable from license fees deposited in special fund in the state treasury.

Every contract entered into by any such company must, under provisions of bill, be approved by chief of bureau.

Makes violation of any provision of the act misdemeanor.

A. B. 17. WILLIAMSON.

Amends § 756, Pol. C., relating to salaries of deputy clerks of supreme court.

Increases salary of chief deputy clerk of supreme court from \$3,300 to \$3,900. Increases salary of each deputy clerk from \$2,700 to \$3,300.

A. B. 18. WRIGHT.

New act re acquisition by county of lands for parks and boulevards.

Permits any county to acquire, by purchase or condemnation, land within such county or "conveniently adjacent thereto" and to improve such land for use as public park or boulevard.

Makes land outside of county, when so acquired, subject to jurisdiction of county which purchases or condemns it.

A. B. 19. WEST.

Adds § 462, Pol. C., relating to unpaid claims returned to state treasury.

Provides that state treasurer must hold for two years, amount of any claim against state which has been paid to any state agency for use of claimant upon warrant of state controller and which has been returned by state agency to state treasury, after which time amount so held shall revert to general fund.

A. B. 20. PATTERSON.

Amends § 1936, Pol. C., relating to camp sites and rifle ranges for National Guard.

Empowers adjutant general to purchase, condemn or receive by donation (in addition to present power to lease) camp sites and rifle ranges for use of National Guard. Authorizes condemnation of land which adjutant general is by law authorized to purchase for such purposes. Provides that declaration in writing by adjutant general filed with department of finance to effect that public interest and necessity require acquisition of any such land by state, is prima facie evidence of necessity and desirability thereof.

A. B. 21. MIXTER.

Adds § 15e to act 3854, relating to insurance of employees of irrigation districts. Provides that boards of directors of districts organized under California Irrigation District Act may secure life, accident, health and public liability insurance for employees of the district and that premiums thereon may be paid from general fund of district.

A. B. 22. LEYMEL.

Amends § 4300f, Pol. C., relating to jurors' fees. Increases fees of grand jurors, jurors in superior courts and jurors in civil cases in justice's courts from two dollars to three dollars per day. Adds provision giving jurors in municipal courts and in criminal cases in police and justice's courts, fee of three dollars per day. Omits provision not allowing mileage for jurors in criminal cases in justice's courts.

A. B. 23. KLINE.

Adds § 1a to act 5779, relating to board of parole commissioners. Provides state board of prison directors shall, thirty days prior to granting of a parole to a prisoner, send written notice to judge of court before whom prisoner was tried and sheriff and district attorney of county from which he was sentenced.

A. B. 24. JOST.

Amends § 627, Pen. C., relating to trespass.

Section at present makes it misdemeanor to enter enclosed or cultivated grounds, where signs are displayed, not less than three to a mile, forbidding hunting, to hunt deer or certain enumerated game birds, without permission of owner. Amendment makes it misdemeanor to enter property inclosed by fence, or uninclosed property having signs forbidding hunting, to hunt any bird or animal.

Adds provision section not to be construed as applying to persons using any road or trail to communicate with owner or person in possession of property, or to state and federal hunters of predatory animals.

A. B. 25. JESPERSEN.

Adds §§ 2097-2099, Civ. C., relating to liability of owner or driver of motor vehicle for injury to guest.

§ 2097 provides owner or driver of motor vehicle, moving on any public highway, shall not be liable for injuries or death of guest.

§ 2098 provides § 2097 shall not relieve owner or driver from liability for injuries or death caused by his intoxication, or wilful or reckless misconduct, providing guest makes reasonable effort to leave vehicle on becoming aware of operator's conduct.

§ 2099 defines "guest" as one who accepts ride without paying therefor.

A. B. 26. HEISINGER.

Amends § 626i, Pen. C., relating to protection of game.

Reduces number of deer from two to one which may be taken in California or possessed when so taken, during one calendar day.

A. B. 27. FISHER.

Amends § 626, Penal Code, relating to protection of game.

Deletes provision contained in present section which prohibits hunting of wild duck, goose, brant, mudhen, gallinule, Wilson snipe, rail duck, wood duck, wild pigeon, shore bird except Wilson snipe, and sand



hill crane, whooping crane and little brown crane between February first and October fifteenth of each year.

Provides closed season upon grouse in fish and game district one and one-half for ten years from time act takes effect.

A.B. 28. EDDY.

Adds § 5½, act 4574, relative to recordation of subdivision maps.

If map embraces land which touches ocean or inlet thereof, without an offer to dedicate roads or streets connecting with ordinary high tide line, the supervisors or other approving body are directed to hold approval until such rights of way have been acquired by purchase, condemnation or other legal means, except that such approving body may approve if in its judgment it is not desirable and expedient to have such rights of way.

Bill does not apply to area intended for industrial sites.

A. B. 29. DILLINGER

Amends § 4277, Pol. C., relating to salaries and fees in counties of 48th class. El Dorado.

Increases salary of tax collector from \$500 to \$1,200 per annum.

A. B. 30. DEUEL.

Appropriates \$155,000 to meet deficiency in the appropriation "for construction and equipment of building at the Chico state teachers college."

A. B. 31. CRAIG.

New act granting certain tidelands to city of Laguna Beach in trust for certain uses.

All tidelands and submerged lands "bordering upon, under and situated below the ordinary high tide line of the Pacific Ocean or of any harbor, estuary, bay or inlet, which are within the corporate limits \* \* \*" are granted.

Lands shall be used for public purposes and improved by the city.

Permits city to lease and grant easements and franchises for power, telephone and telegraph cables, sewage disposal works, wharves "and other public uses and purposes consistent with the trusts upon which \* \* \* held."

A. B. 32. COOMBS.

Amends §§ 8 and 14, Act 3966, "juvenile court law," relating to time and place of commitment of wards and to detention of persons pending hearings, respectively.

§ 8 is amended to provide that no ward shall be placed in any boarding home not licensed by department of public welfare.

§ 14 is amended to provide that before trial and conviction no person under 16 years of age shall be confined in any hospital, nor in any almshouse, except for observation or medical treatment, nor in any jail or prison.

#### A. B. 33. COLLIER.

Amends § 3817, Pol. C., relating to penalties to be paid upon redemption of real property sold for taxes.

Deletes provision of present section which requires collection of penalties in excess of 20 per cent and up to 50 per cent if redeemed after one year, thereby fixing 20 per cent as maximum penalty.

#### A. B. 34. BYRNE.

Adds § 831*b*, C. C. P., relating to transfer of actions from municipal court to superior court and from superior court to municipal court.

When counter-claim or cross-complaint, in amount in excess of jurisdiction of municipal court, is filed in municipal court, latter shall hear demurrer or motion thereon, and if same is overruled action is transferred to superior court.

If by verified pleadings in superior court, it appears there is contract action pending in municipal court which could be made subject of counter-claim or cross-complaint to the action in superior court, or vice versa, then shall transfer municipal court action to superior court for consolidation. Latter court, after transfer, may order return thereof to municipal court.

No attachment released by virtue of any such transfer.

#### A. B. 35. BLISS.

Amends §§ 4 and 8, Act 6341, relating to oil, gas and other mineral rights in state lands.

§ 4, permitting surveyor general to grant permits to prospectors for oil and gas on certain state lands, is amended by deletion of words "overflowed, tide and submerged lands," throughout section, thereby prohibiting granting of permits to prospect on such lands; and is also amended by addition of an express proviso that this section shall have no application to such lands.

§ 8, permitting surveyor general to grant leases of certain state lands for twenty years for production of oil and gas is amended by deletion of same words, "overflowed, tide and submerged lands," throughout section, with same effect as in § 4 above.

A. B. 36. BISHOP.

Amends §§ 1 and 2 and adds § 3, Act 7505, relating to secret fraternities in public schools.

§ 1, which now prohibits pupils in public school from joining secret fraternities, is amended to permit joining fraternities organized and conducted as provided in § 2 as amended.

§ 2 revised to permit formation of a fraternity if a member of faculty is included as an active member. In such case, faculty member is to supervise activities of fraternity and to recommend discontinuance thereof if its activities are prejudicial to maintenance of proper scholastic standards by members.

§ 3. Contains subject matter of § 2 of act which gives boards of trustees and of education full power to enforce provisions of act and in addition thereto grants authority to boards to prohibit continuance of activities of any fraternity organized under § 2 of bill found prejudicial.

A. B. 37. ADAMS.

New act, providing for organization of "irrigation districts association" and defining its powers.

Defines "irrigation district" and classifies districts into active and inactive districts.

Provides for adoption by boards of directors of active districts of resolutions asking formation of irrigation districts association. Within thirty days after receipt of such resolutions from a majority of active districts of state, as defined by act, and which comprise more than one-half of area contained in active districts, state engineer required to call hearing, and if he finds at such hearing that requirements of act have been complied with, shall file with secretary of state a certificate declaring association duly formed. Thereupon all active districts become members of association and any new active district automatically becomes member of association.

Procedure for holding of organization meeting provided, at which twenty-five districts shall constitute a quorum, and at which a board of directors of nine members shall be elected. Director must be an elector and freeholder of a district, and a director or ex-director of a district. State divided into three divisions, not less than two nor more than four directors to be from each division.

Procedure for organization meeting of board of directors provided. Director required to post bond of \$5,000.

In association elections, each district entitled to twenty votes, plus one additional vote for every \$100,000 of assessed valuation and one additional vote for each 1000 acres of land in district.

Association given power to examine books and papers of any district, and to recommend such changes in procedure as it deems necessary.

Association empowered to investigate conditions in any district having an excessive delinquency in payment of assessments, or in default in any bond or interest payment, and if authorized by two-thirds vote of board of directors of association and funds are available, may purchase certificates of sale from district.

Association may petition California bond certification commission to declare any district six months in default in any bond or interest payment under control of association. Commission to hold hearing and either grant or deny petition. If granted, board of directors of association may declare vacant offices of all directors of district, and shall itself become governing body of district.

Directors of association empowered to issue refunding bonds of any district so taken over, without vote of electors of district; to hold any funds of district available for bond or interest payments until they amount to 20 per cent of total due on bonds and coupons and then pay funds equally on all outstanding bonds and coupons; to levy assessment for payment of principal or interest on bonds; and to establish charges for use of water of district.

Any district issuing bonds, other than refunding bonds, required to deposit with association amount equal to one-half of 1 per cent of such issue, to be placed in a revolving fund to be used for purposes of act.

Provides for preparation of budget for association, and of apportionment of amounts required among member districts.

Association prohibited from incurring any indebtedness without having funds available therefor. Funds of association to be deposited according to provisions for deposit of funds of irrigation districts.

Provision made for appointment of employees and officers of association, and for meetings of board of directors and of association.

#### A. B. 38. MORRISON.

Adds §16r2, Act 9204, weights and measures act, relating to department of weights and measures in counties of second class under charter, San Francisco.

Provides that charter in second class counties shall govern appointment of sealer and deputies but that salary of sealer shall be \$6,000 per annum, of chief deputy shall be \$3,300 and of all other deputies \$2,700 per annum, all to be paid in same manner as other county officers.

#### A. B. 39. REINDOLLAR.

Amends §§ 4, 5 and 6, Act 5243, relating to municipal water districts.



Adopts provisions of general election laws and makes same applicable to municipal water district elections in so far as pertinent, in lieu of present specific provisions of Act 5243 in respect thereto.

General water district election to be held in same year in which electors for office of president of United States are selected, instead of fourth year after formation of district and every fourth year thereafter, as now provided.

Provisions of subdivisions two to six inclusive, of § 5 of bill, making general election laws applicable to water district elections, are substituted for the provisions of subdivisions two to twenty-seven inclusive of § 5 of act setting up a special procedure governing water district elections.

Under the bill county board of supervisors will canvass returns of elections except that the returns of bond elections will be canvassed by the district board.

A. B. 40. JESPERSEN.

Amends § 4259, Pol. C., re salaries of county officers, San Luis Obispo County.

A. B. 41. JESPERSEN.

Repeals § 9, Act 5714, relative to support of orphans.

§ 9, which provides free school text books for every institution in state conducted for support and maintenance of minor orphans, half orphans and abandoned children, is repealed.

A. B. 42. JESPERSEN.

Amends § 200, C. C. P., relating to exemptions from jury service.

§ 200 now exempts from jury service an "exempt member of a duly authorized fire company." Bill changes word "exempt" to "active," thereby exempting from jury service every "active member of a duly authorized fire company."

A. B. 43. JESPERSEN.

Adds § 536c, Pen C., relating to consignment of farm products.

Requires every person who receives any farm products for sale on consignment to deposit all funds derived from such sale into a special trust fund so designated as to indicate source from which derived; and prohibits withdrawal of any funds so deposited except for purposes of the trust.

Defines "farm products" for purposes of bill and makes violation of provisions thereof embezzlement.

**A. B. 44. JESPERSEN.**

Adds § 634 $\frac{1}{2}$ , Pen. C., re protection of fish and game.

Bill prohibits fishing except with hook and line in San Luis Obispo and Estero bays shoreward of lines drawn from Point Sal to Point Buchon across San Luis Bay, and from Point Buchon to Point Estero across Estero Bay.

Permits fish and game commission and U. S. to take fish therefrom for propagation purposes.

**A. B. 45. REINDOLLAR.**

Amends § 4254, Pol. C., re fees and salaries in counties of twenty-fifth class, Marin.

Skeleton bill.

**A. B. 46. KLINE.**

Amends § 1168, Pen. C., relating to indeterminate sentence law and to parole thereunder.

Bill adds proviso which requires every authority having power to fix the time of confinement of any person confined with an indeterminate sentence, to send written notice to judge of appropriate superior court and to sheriff and district attorney of appropriate county, of fact that such authority intends to fix sentence of any such person. Such notices must not be sent prior to expiration of confined person's minimum sentence, but must be sent thirty days prior to time authority fixes sentence.

**A. B. 47. LYONS.**

Amends §§ 92 and 139 and adds § 108, C. C., relating to causes for divorce.

Adds insanity as ground for divorce except as indicated in provisos contained in new § 108.

Insanity must be incurable and must have continued for a period of 5 years after adjudication thereof in an insanity proceeding had in this state, before same is ground for divorce.

When divorce granted on ground of insanity of wife, husband must provide for maintenance of wife and children as stated in new matter added to § 139. (Page 2, line 40, to page 3, line 8, of printed bill.)

**A. B. 48. SNYDER.**

Amends § 69, C. C., relating to marriage license.

Deletes provision for three-day waiting period.

Recasts section to read as it read prior to 1927 amendment.

A. B. 49. SNYDER.

Amends § 873, C. C. P., relating to time of trial in justices' courts.

Deletes provision directing that trial commence at expiration of one hour from time specified in notice.

A. B. 50. WEST.

Amends § 2969, C. C., re attachment and execution of mortgaged personal property.

Section now requires sheriff, levying against mortgagor, upon mortgaged personal property, under attachment or execution, to tender amount of mortgage debt to mortgagee before he takes the property. Bill permits sheriff to first take property and then requires him within 5 days to tender amount of mortgage debt to mortgagee only if he is served with a statement of facts concerning the mortgage verified by "mortgagor."

Section now permits sheriff to proceed with execution or attachment if mortgagee refuses tender. Bill requires sheriff to first deposit amount of mortgage debt with county clerk before so proceeding.

Bill adds proviso releasing sheriff from personal liability to mortgagee when sheriff proceeds with execution or attachment upon receipt of verified statement of invalidity of mortgage and of a bond of creditor in double amount of mortgage debt running in favor of mortgagee.

Bill requires bond of creditor to run in favor only of mortgagee instead of both sheriff and mortgagee as now provided.

A. B. 51. WEST.

Amendment to § 542, C. C. P., relating to attachment.

Provides that the instructions to the sheriff in writing to execute a writ of attachment may be signed by the "attaching creditor" in place of "judgment creditor" or his attorney, and does not require such attorney to be the attorney of record. Provides that a cash bond may be put up instead of a bond.

A. B. 52. WEST.

Amends § 4307, Pol. C., relating to county charges.

Provides that revolving county funds established under Act of 1923, and premiums on compensation insurance carried by sheriffs shall be county charges.

A. B. 53. HEISINGER.

Amends § 57, Irrigation District Act of 1897, Act 3854, relating to compensation of officers.

Reduces compensation of directors of irrigation districts from \$8.00 per diem to \$6.00 per diem.

A. B. 54. WEST.

Amends § 4300b, Pol. C., relating to sheriffs' fees.

Abolishes fee charged for the execution of releases of garnishments or attachments.

A. B. 55. WEST.

Amends § 689, C. C. P., relating to executions.

Requires sheriff to release property where third party claim is filed, unless undertaking indemnifying such third party against loss, liability, damages, costs and counsel fees is filed within 5 days after written demand therefor. Requires sheriff to hold property, and relieves him from liability to third party, when undertaking is filed. Allows exceptions to sufficiency of sureties on undertaking in same manner as on attachments.

A. B. 56. WEST.

Amends § 868, C. C. P., relating to attachments in justices' courts.

Provides that there must be an undertaking on attachment by at least two sufficient sureties or the deposit of a cash bond. The provision for a cash bond is new.

A. B. 57. WEST.

Amends § 540, C. C. P., relating to form of writ of attachment.

Adds new matter providing that where defendant in action gives bond against an attachment said bond must first be approved by a judge of the court issuing the writ or by a judge of a court of similar jurisdiction where the attachment is from another county.

A. B. 58. WEST.

Amends § 2968, C. C., relating to levies upon mortgaged personal property.

Allows mortgaged personal property in possession of mortgagor to be taken on execution or attachment by his creditors, despite forfeiture provision of mortgage. Makes section, as amended, apply only to mortgages executed after amendment takes effect.

Under present wording of section right to levy is not dependent on possession by mortgagor.

A. B. 59. FISHER.

Amends § 628, Pen. C., re protection of shellfish.



Unlawful to take or possess any crab between August 1 and December 14, in districts 1, 1 $\frac{1}{2}$ , 2 $\frac{1}{2}$ , 5, 6, 7, 8 or 9.

A. B. 60. FISHER.

Amends § 628*f*, Pen. C., relating to fish and game.

Places limit of ten abalones per day in fish and game district number seven.

A. B. 61. FISHER.

Amends § 636, Pen. Co., re fish and game.

Deletes prohibition against possession of nets in district 7 "A" (Subd. 2). Lawful to use crab nets in district 1 $\frac{1}{2}$ . (Subd. 10).

A. B. 62. FISHER.

Amends § 632, Pen. C., relating to fish.

Steelhead trout are not to be sold, offered or exposed for sale at any time in fish and game district No. 1 $\frac{1}{2}$ .

A. B. 63. FISHER.

Adds § 64*a*, Pen. C., relating to crimes against elective franchise.

Unlawful for any person circulating an initiative, referendum or recall petition to receive compensation therefor.

A. B. 64. FISHER.

Amends § 632, Pen. C., relating to fish.

In Klamath River fish and game district the season shall be open for steelhead trout from November 1st to December 31st. Fixes bag limit at five fish per day, irrespective of size, and provides that in fish and game district 1 $\frac{1}{2}$  the season for steelhead trout shall be open from November 1st to February 14th of the year following, and fixes the bag limit of five per day irrespective of size.

A. B. 65. WILLIAMS.

Adds § 98*a*, Act 5128, Motor Vehicle Act.

Every motor vehicle operated upon a public highway shall be equipped with a suitable container or receptacle for the disposition of burnt matches, pipe ashes or coals, cigarette butts or cigar butts.

A. B. 66. WILLIAMS.

Amends § 4286, Pol. C., re compensation of county officers in Mono County.

Increases compensation of auditor from \$500.00 to \$900.00. Increases salary of tax collector from \$500.00 to \$1,200.00.

**A. B. 67. FISHER.**

Repeals § 2572, Pol. C., relating to the Board of Harbor Commissioners of the port of Eureka on Humboldt Bay.

**A. B. 68. COLLIER.**

Amends § 685, C. C. P., relating to execution and the enforcement of judgments.

Provides that in all cases other than for the recovery of money, a judgment may be enforced after five years, by leave of the court, upon motion.

**A. B. 69. COLLIER.**

Amends § 694, C. C. P., re sale of property under power contained in deed of trust.

Such sale under deed of trust hereafter executed, to be held in county where the property or some part thereof is situate.

If property consists of several parcels trustor may direct order in which same shall be sold.

**A. B. 70. WILLIAMSON.**

Amends § 67, C. C. P., relating to the number of superior court judges in the city and county of San Francisco.

Increases same from sixteen to thirty-two. Seventeen may elect a presiding judge.

**A. B. 71. JOST.**

New act. Authorizes department of public works to designate and adopt as state highways, county roads, connecting any state highway with a publicly owned bridge or toll bridge across a bay or river.

**A. B. 72. JOST.**

Amends § 626, Pen. C., relating to game.

Provides that except as otherwise provided by law, in districts 3 and 4 $\frac{1}{2}$ , a closed season on cottontail or brush rabbit shall be between the first day of January and the thirteenth day of November, dates inclusive.

**A. B. 73. JOST.**

Amends § 626 $\frac{1}{2}$ , Pen. C., relating to the protection of game.

Provides that any person in fish and game district No. 3, who has in his possession any male deer or deer meat, between the first day of September and the thirty-first day of July of the following year, is guilty of a misdemeanor.

A. B. 74. ADAMS.

Amends §§ 1-4 and 7, Act 3877*a*, re improvement districts within irrigation districts.

Provides for "acquisition" of existing ditches and laterals, etc., as well as for construction of such as now provided.

District warrants issued for such purchase or construction shall not exceed the amounts of the assessments and shall be used solely for such purpose.

A. B. 75. ADAMS.

Amends §§ 2, 30*a*, 39 and 47, Act 3854, California Irrigation District Act.

Provides that a copy of the resolution of the board of supervisors passing the petition for the formation of an irrigation district must be submitted to the Irrigation District Association of California, who, upon receipt of same, shall make a report within sixty days to the state engineer to aid in his investigation and report and must be made within ninety days.

Provides that a copy of all reports sent to the commission certifying bonds of irrigation districts as investments for savings banks must be sent to the irrigation district association of California.

Provides that directors of districts shall levy a sufficient tax to pay the amount called for in the requisition drawn on the district by the irrigation district association of California.

Act limits right of redemption in property sold by districts for assessments to one year when the district is in default on interest or principal payment of its bonds or when the delinquency is greater than 30 per cent of the total assessment list.

A. B. 76. ADAMS.

Amends § 1096*a*, Pol. C., relating to registration of voters.

Omits provision permitting elector to change his political affiliation prior to the close of registration for primary elections.

A. B. 77. ADAMS.

Adds § 626*db*, Pen. C., relating to protection of fish and game.

Permits the hunting, taking or killing of cottontail rabbits in fish and game district 1, in any number and at any time.

A. B. 78. McGUINNESS.

Amends § 4283, Pol. C., salaries of officers in Del Norte County.

Increases salary of county clerk from \$2,700 to \$3,000. Provides a deputy county clerk to be paid salary of \$1,000. Increases salary of sheriff from \$2,700 to \$3,600. Provides one additional deputy at \$100 per month. Increases salary of recorder from \$900 to \$2,400. Increases salary of auditor from \$1,020 to \$3,000. Increases salary of treasurer from \$2,100 to \$2,400 per annum. Increases the salary of tax collector from \$2,000 to \$2,400. Allows tax collector deputy to be paid salary of \$50 per month. Increases salary of assessor from \$2,400 to \$3,000 per annum; allows district attorney a deputy to be appointed by the district attorney at salary of \$75 per month. Increases salary superintendent of schools from \$1,000 to \$1,800.

Increases salary of justices of the peace in townships of the first class from \$50 to \$100 per month. Increases the salary of each member of board of supervisors from \$900 to \$1,260. Increases salary of official reporter of superior court in counties of this class from a salary of \$100 to a monthly salary not to exceed \$150.

#### A. B. 79. McGUINNESS.

Amends § 3, Act 1892, which granted to Crescent City its waterfront.

Allows corporate authorities to lease or rent property ceded to Crescent City, or such parts or portions for construction of wharves or places of landing for freight or for any other or different purposes whatever, as may be necessary for the growing commerce or trade or business of the country.

#### A. B. 80. McGUINNESS.

Amends § 4056*b*, Pol. C.

Provides that the total tax levied on the taxable property in the several counties within the State of California, for the purpose of supporting a fair or exhibition of industrial, agricultural or pastoral products shall not exceed 5 cents on each \$100 of taxable property in any one year. The existing limit is 4 cents.

#### A. B. 81. HEISINGER.

Amends § 3817, Pol. C., relating to redemption of property sold to state for delinquent taxes.

Following penalties payable upon redemption: one year, 10 per cent; two years, 20 per cent; three years, 30 per cent; four years, 40 per cent. Existing provision provides if property is not redeemed within six months, penalty of 10 per cent; one year, 20 per cent; two years, 30 per cent; three years, 40 per cent; four years, 45 per cent.

#### A. B. 82. BYRNE.

Amend § 29, Deering 5238, re municipal courts.

Increases amount of demand, exclusive of interest, or the value of property in controversy from \$1,000 to \$2,500; increase where whole



amount of damages is claimed from \$1,000 or less to \$2,500 or less: increase in amount in cases to enforce and foreclose liens on personal property from \$1,000 or less to \$2,500 or less, in all cases at law in which municipal court shall have exclusive original jurisdiction.

Provides that each municipal court or judge thereof shall have jurisdiction and authority to issue search warrants and proceedings thereunder; punish for contempt and issue a commission to take depositions of witnesses.

#### A. B. 83. BYRNE.

Amends § 539, C. C. P., re attachment. Provides if through instructions of plaintiff, property is attached in which defendant has no interest, plaintiff will pay all damages which the owner of such property may have sustained by reason of such attachment.

Omits provision that plaintiff's sureties, when excepted to, must justify before a judge or county clerk and upon failure to so justify, or others in their place fail to justify, judge or clerk must issue order vacating writ of attachment.

Provides when sureties are excepted to plaintiff must serve upon adverse party and file with clerk a notice of time when sureties will justify before a judge or clerk of the court out of which writ issued and further provides failure of plaintiff to serve and file notice of his intention to justify, or failure of sureties or others in their place, judge or clerk must issue order vacating writ of attachment.

#### A. B. 84. BYRNE.

Amends § 410, C. C. P., re summons in civil actions.

Provides if writ of attachment be issued before service of summons upon any or all defendants, summons shall be served by sheriff upon any or all defendants, not served prior to issuance of writ of attachment, and returned as provided in § 559 of this Code.

#### A. B. 85. BERNARD.

Amends § 2640, Pol. C., re county roads.

Provides that whenever it is determined that work upon any highway is necessary, the estimated cost of which exceeds the sum of \$10,000, board of supervisors must order definite surveys of work, thereby increasing the limit in such case from \$1,000 to \$10,000.

#### A. B. 86. BERNARD.

Amends § 2713, Pol. C. No bridge must be constructed or repaired except on the order of the board of supervisors, the cost of which will exceed the sum of \$10,000. This is an increase in amount in such cases from \$500 to \$10,000.

**A. B. 87. McGUINNESS.**

Amends § 4283, Pol. C., salaries of officers, Del Norte County.

Apparently the same as A. B. 78.

**A. B. 88. WILLIAMSON.**

Amends § 1186, C. C. P., re priority and effect of mechanics' liens.

Provides that where any portion of money for which mortgage or other encumbrance as security has not actually been advanced at time improvement or structure was commenced or materials furnished, such mortgage or encumbrance shall have priority only to extent of amount actually advanced at time work was commenced or materials were furnished.

**A. B. 89. WILLIAMSON.**

Adds § 2972a, C. C. Any person who takes mortgage upon any crop, shall be jointly and severally liable with the mortgagor for labor furnished or performed in planting, cultivating, and harvesting such crop, if workman within thirty days after payment for labor becomes due, serves upon mortgage a written notice, stating amount of his demand.

**A. B. 90. REINDOLLAR.**

Amends § 19c25, Deering 3966, re juvenile probation officers in Marin County.

Skeleton bill.

**A. B. 91. REINDOLLAR.**

Amends § 1576, Pen. C. Provides that the salary of officers and employees of state prisons shall not be less than \$125 per month.

**A. B. 92. WRIGHT.**

Amends §§ 1, 2 and 3, Deering 4718, day of rest act.

§ 1. Unlawful for employer to "permit" his employees to work more than six days in seven, except where the employee has equivalent number of days off during the calendar month and except cases of extraordinary emergency.

§ 2. Chief of division of labor statistics and law enforcement of department of industrial relations shall enforce provisions of the act. Fines for violation shall be paid into general fund.

§ 3. Any person, "firm or corporation or agent or officer thereof" who violates or omits to comply with provisions is guilty of a misdemeanor.

A. B. 93. WRIGHT.

Adds § 3a, Act 3456, women's eight-hour law.

Every employer shall keep a record showing names and actual hours of female employees, record accessible at all reasonable hours, and shall be prima facie evidence, sufficient to sustain conviction in court if it shows a violation of this act.

A. B. 94. HAWES, FLYNN, GILMORE, QUIGLEY, HORN-BLOWER, WILLIAMSON, CRONIN, LEVEY, MORRISON, FRY, FEIGENBAUM, MILLER and OLIVA.

New law, relating to San Francisco Harbor.

See digest S. B. 31, which is identical except in certain minor details.

A. B. 95. WRIGHT.

Budget bill, appropriating moneys for state government for biennium beginning July 1, 1929. See S. B. 122.

A. B. 96. REINDOLLAR.

Amends § 12, Deering 5243, re municipal water districts.

District director authorized by ordinance to provide for pensioning of district officers and employees. (Page 2, line 42, to page 3, line 4.)

A. B. 97. NOYES, DEUEL, COLLIER, BERNARD, JESPERSEN, ADAMS, HEISINGER, MIXTER and JEWETT.

New act. Regulates sale of grain, provides that weight of sacks shall be included as part of net weight, and sold with grain as if a part of that commodity and at the same price. Makes it unlawful to deduct, from weight or sale price of grain, for or on account of sacks. Violation a misdemeanor. Duty of department of agriculture to enforce.

A. B. 98. LYONS.

Amends § 1861a, C. C. P.

Provides that keepers of furnished bungalow courts shall have a lien upon baggage or other property legally under the control of tenants or guests, and may satisfy the lien by sale of property.

A. B. 99. ADAMS.

Amends § 634, Pen. C., re protection of salmon.

Amends the present salmon law pertaining to district 1, to open the season for spear and hook and line fishing on May 1 instead of June 1 and closes November 30 instead of October 31.

Amends the provision for taking salmon with spear or hook and line in district 3 to open the season on May 1 instead of August 1. There is no change in the closing date.

A. B. 100. MIXTER.

Amends §§ 7, 26, 27*b* and 90, Act 2854, California Irrigation District Act.

Amendment to § 7 deletes word "tax." Changes title of "tax collector" to "collector."

§ 26 deletes requirements that directors must be residents of the district and provides that they must be qualified electors of district.

§ 27*b* provides that other provisions of the law relating to the deposit of public money are not applicable to deposit of funds of district; that said funds may be deposited in any state or national bank.

Deletes provisions contained in § 90 providing that the directors may impose conditions on land included within the district that will compensate for damage or injury done by the admission of said land to land already within the district, and provides that said conditions may be imposed by the directors before the land is included within the district.

Act adds provision to this section allowing the board of directors additional method of having objections to conditions imposed on land to be included within the district determined by holding a hearing whereat the owners of said land to be included must show cause why such condition should not be imposed and on failure to show cause, the failure shall be construed that the conditions are accepted.

A. B. 101. MIXTER.

Amends §19*x*11, Act 3966, Juvenile Court Law, re salary of probation officer of counties of the eleventh class, Tulare County.

Increases salary from \$150 to \$200 per month. Would allow said officer traveling expenses of 8 cents per mile.

A. B. 102. MIXTER.

Amends § 4240, Pol. C., re salaries of officers in counties of eleventh class, Tulare County.

Allows county clerk three deputy clerks, to receive a salary of \$1,800 per annum, instead of two as at present. Removes restriction of number of assistant clerks and deputies as may be employed by the county clerk which is four under present law; total compensation for all of such clerks and deputies employed shall not exceed sum of \$2,500 during the time of their employment.

Allows sheriff one chief deputy to take the place of the deputy who acts as the under sheriff under present law.



Basis of \$150 per month, places two deputies to act as bailiffs on yearly salary basis of \$1,800 per annum, instead of monthly basis of \$150.

Combines office of matron and one deputy, to be paid a salary of \$1,095 per annum, and provides for employment of one deputy for a period of two weeks out of each year at a salary of \$3 per day and board to perform the duties of the office during vacation period of such deputy. The existing provisions of the law call for one deputy at a salary of \$1,500 per annum and a matron who performs the duties of cook, compensation being \$3 per day and board while performing such duties.

Bill would create new deputyship in office of auditor, salary of \$2,400 per annum. Clarifies the existing law as to extra deputies to be employed by the auditor, but reduces compensation to be paid for same in the aggregate from \$1,500 to sum of \$1,000 for any one year.

In re tax collector. Changes number of extra clerks to be employed from fifteen to twelve and places authority in tax collector to hire additional assistants during each year. This power in the board of supervisors at present.

In re assessor. Bill would allow two deputies, salary of \$1,500 each per annum, rather than one now provided for, and would abolish the office of copyist and stenographer who, under present law, is paid a salary of \$1,200 per annum: the office of an extra copyist in each year to be paid a salary of \$100 per month; six field deputies, salary of \$6 per day each, service not to exceed four months in each year; and twelve field deputies, salary of \$7 per day each, service not to exceed four months in one year. All these offices abolished but bill would allow assessor such additional deputy assessors as he requires at a salary of \$210 per month for outside field deputies and \$180 per month for inside field deputies and \$100 per month copyist. Total compensation all such deputies not to exceed \$16,200 per year; and no field deputy to be employed for more than four months in any one year.

The law provides for certain offices which would be done away with by the bill and empowers the county assessor to hire assistants required to carry out the administration of his office, rather than the board of supervisors.

Superintendent of schools compensation would be raised from \$3,000 to \$4,000 per annum.

The salaries of supervisors remains same, but traveling expenses of the supervisors incurred in performing the duties of their office would be allowed, to be paid in the same manner as other claims are allowed and paid, except that such expense shall not exceed the sum of eight cents per mile. Law allows mileage at the rate of twelve and one-half cents per mile, not to exceed \$100 per month.

New offices created: that of traffic officer, salary of \$2700 per annum, officer to maintain own equipment and costs of operation and to have

four deputies, salary of \$2500 each per annum, each to maintain own equipment and operation costs. Such officers to be appointed by board of supervisors.

**A. B. 103. HEISINGER.**

Amends § 626*d*, Pen. C., re bag limits of certain game.

Changes daily limit of wild geese from eight to six and wild ducks from twenty-five to fifteen. Makes it unlawful to have, take or kill in one calendar day more than four honker or black sea brant and also decreases the weekly limit of twenty-four honker or black sea brant to twelve, or to take, kill, destroy, have in possession, ship, or offer for shipment twenty-five wild geese during any one calendar week.

**A. B. 104. HEISINGER.**

Amends §§ 77 and 159 of the California Vehicle Act, Act 5128.

§ 77. Reduces vehicle registration fee from \$3 to \$1.

§ 159. Makes the funds obtained through payment of said registration fee available for maintenance of the division of motor vehicles.

**A. B. 105. BLISS.**

Amends § 384, Pen. C., re prevention of fires.

Bill amends subdivision one only, making it a misdemeanor for person to make a camp fire on any brush, grass or forest covered land which is the property of another, between the first of May and the thirty-first of October, without first obtaining a written permit from the owner, lessee, or agent thereof.

**A. B. 106. BLISS.**

Amends §§ 1 and 2, Act 3204, re formation of harbor district.

Amendment to § 1 provides that any portion of a county, the exterior boundaries of which include a bay, harbor, inlet "or navigable water" of the Pacific Ocean, may be formed into a harbor district.

§ 2 defines harbor as any bay, harbor, inlet or other arm of sea in which tides of Pacific Ocean ebb and flow, "or navigable water of the Pacific Ocean suitable for the anchoring and docking of vessels."

**A. B. 107. WRIGHT and SPALDING.**

Amends § 4235, Pol. C., re salaries of officers counties of sixth class, Santa Clara County.

Allows county clerk two additional deputies instead of one, as at present.

Auditor to have additional deputies, the total amount to be paid such deputies not to exceed \$2,600 in any one year, whereas the law allows six of such deputies for a period of one month.

Tax collector to have two additional deputies to serve for period of two and one-half months in each year, at salary of \$150 each per month, and limits additional deputy tax collectors to thirteen instead of fifteen, as at present.

County surveyor allowed one additional deputy, at salary of \$2,220 per annum and one deputy at salary of \$1,800 per annum. Present law provides for a deputy at \$1,800 per annum who must be a draftsman and prepare maps for county assessor, but bill omits provision as to his duties.

A. B. 108. WRIGHT.

Adds § 1122, Pol. C., school elections.

Provides that any elector may vote at any school election if his name is in the great register of the year preceding that in which the election is held and who is otherwise qualified to vote at such election.

A. B. 109. ARNOLD.

Amends § 209, Pen. C., re kidnaping with intent to commit certain other crimes.

Bill would subject any person who commits crime of kidnaping for purpose of extortion, robbery, or for commission of any other felony, or assault and battery, to suffer death penalty or confinement to state prison for life.

Proviso made that death penalty shall not be imposed upon person under age of 18 years, and places burden of proof on defendant.

Present law makes the commission of such crime a felony, punishable by imprisonment for not less than ten years.

A. B. 110. HAWES.

Amends § 848, C. C. P., re service of summons, in justice court action, outside of county in which action is brought.

Law allows such service when action is against party who has contracted in writing to perform an obligation at a particular place. Bill would allow such service on party who has incurred a wage debt, service to be made in county wherein such party may be found.

A. B. 111. JOST.

New act. Every person engaging in business of dealing in market poultry must be licensed by the department of agriculture. \$1 license fee established. License to be for particular place of business or to carry on business from a conveyance, and to be good for one year.

Licensee must keep complete record of all transactions in re the carrying on of such business.

Violation of provisions a misdemeanor; maximum fine \$250. Moneys collected for fines by any magistrate to be remitted to director of agriculture for deposit in state treasury.

**A. B. 112. ELEANOR MILLER.**

Amends §§ 2337, 2338, 2341, 2346, Pol. C., re powers department social welfare.

In each of these sections where the words department of "public" welfare are used, in the present law, the word "public" is stricken out and the word "social" inserted in lieu thereof.

Amendment to § 2338, in addition to the insertion of the word "social" in place of "public," enlarges the powers of the department in re obtaining information in respect to any institution for the care of aged persons. Bill allows department of social welfare, in compiling this information for purpose of uniformity of such statistics compiled in relation to any home under its jurisdiction, to prescribe forms and records to be kept by all such institutions and makes it the duty of such institutions to keep such records and reports in conformity to such prescribed forms.

Bill would require any such institution which receives or solicits payments in cash or property for future care of such aged persons, or funeral benefits, to furnish department with any audit or report as it may require and bonds or other security which department might require to protect the financial interests of the aged inmates.

**A. B. 113. ELEANOR MILLER.**

Amends § 1, Act 5718, re transportation of dependent children to proper homes outside the state.

Transfers the authority to transport such children, from department of finance to department of social welfare. Omits provision that the cost of such transportation borne by state shall not exceed \$1,500 in any one year.

**A. B. 114. PARKMAN.**

Amends § 1357, Pol. C., re absent voters.

Bill provides that a voter disabled by injury or other disability may make application to the county clerk for his ballot at any time prior to the date upon which any election is held.

**A. B. 115. WOOLWINE.**

New act. Authorizes counties to establish systems for retirement and pension of county and township officers. Creates "board of county peace officers retirement commissioners," consisting of certain county



officers enumerated in the act. Act to become effective only when provisions of same are accepted by ordinance passed by a four-fifths vote of board of supervisors.

Creates "peace officers retirement fund" to be contributed to by all peace officers within the meaning of the provisions of the act, in an amount equal to one and one-half per cent of said peace officers' monthly salary, and provides for any necessary appropriation by the board of supervisors of each respective county at the end of each year, to make the fund sufficient to meet all demands upon it. Counties may acquire property and hold same in name of county acquiring.

Establishes rules and regulations to carry out the provisions of the act.

**A. B. 116. SEAWELL.**

Amends § 626, Pen. C., re fish and game.

Open season on mountain quail to open October 16 and close November 14; except in districts 1 and 1½, where it remains open during November and December, as at present.

**A. B. 117. CROWLEY.**

New act, creating "state blind benefit commission" to provide aid for needy blind.

Directors of social welfare and of institutions shall be members of state blind benefit commission, to serve without compensation. Third member appointed by governor, salary \$3,000.

Purpose to help needy blind persons find remunerative employment and to assist them in all ways possible.

Boards of supervisors of respective counties to levy tax not exceeding two-tenths of one mill per dollar on assessed value, for purpose of creating "county blind benefit fund."

Establishes certain prerequisites and qualifications for those who may be assisted and procedure to be followed by all applicants who desire such benefit.

Authorizes board of equalization to levy at time of making general levy for state purposes a sufficient sum equal to one-half the total amount necessary to be paid out by all the counties in benefits to blind persons under the provisions of the act during the following biennium.

**A. B. 118. HEISINGER.**

Amends § 1609, Pol. C., re persons employed in public school service.

Omits provision granting permanent tenure to persons in positions requiring certification qualifications in public schools.

**A. B. 119. HEISINGER.**

Bill supplementing School Code Bill (S. B. 22), re exhibition of still and motion pictures in public schools, providing that the attendance of any pupil enrolled or not enrolled in any public school upon such exhibition shall not be counted as attendance of such pupil upon said school, and that no employee of any school district shall receive any compensation for services rendered in connection with any such exhibition.

**A. B. 120. HEISINGER.**

Amends § 904, Act 2750, re salary and expenses of county librarian in counties of fourth class, Fresno County.

Reduces salary from \$4,000 to \$3,000 per annum.

**A. B. 121. HEISINGER.**

Amends § 4233, Pol. C., re salaries and expenses of officers of counties of the fourth class, Fresno County.

Reduces annual salaries of county officers as follows: County clerk, \$4,600 to \$3,600; sheriff, \$6,000 to \$5,000; recorder, \$4,000 to \$3,000; auditor, \$4,000 to \$3,000; treasurer, \$4,000 to \$3,000; tax collector, \$4,000 to \$3,000; assessor, \$5,000 to \$3,600; district attorney, \$6,000 to \$4,800; one assistant district attorney, \$4,500 to \$4,000; one deputy district attorney, \$4,200 to \$3,800; one deputy district attorney, \$3,900 to \$3,600; one deputy district attorney, \$3,600 to \$3,400; superintendent of schools, \$4,000 to \$3,600; county surveyor, \$4,000 to \$3,600; county board of supervisors, \$4,800 each per annum, payable in installments of \$400 per month, to \$3,600 each per annum, payable in installments of \$300 per month.

**A. B. 122. HEISINGER.**

Amends § 4013, Pol. C., and adds §§ 4143a, 4143b and 4143c, re county coroners.

Amendment § 4013 strikes out words "a coroner" and inserts in lieu thereof "coroners."

§ 4143a makes every embalmer duly licensed under the laws of state a coroner in and for the county in which he resides, if he gives bond and takes official oath.

§ 4143b transfers any duty or jurisdiction now or hereafter imposed upon any coroner to every regularly licensed embalmer practicing in this state.

§ 4143c provides that all embalmers as are constituted coroners shall serve without compensation and without allowance for expenses.

A. B. 123. SEWELL.

New act, declaring proposed public highway commencing at Beverly boulevard in city of Los Angeles and leading therefrom to and through Pomona, state highway. Places same under control of state highway commission for construction.

A. B. 124. ELEANOR MILLER.

New act. Establishes "The California Institution for Women."

See digest, S. B. 169, an identical measure.

A. B. 125. HEISINGER.

New act, declaring public highway extending from the corporate limits of the city of Selma in Fresno County to the General Grant National Park in Fresno County to be a state highway.

A. B. 126. HEISINGER.

New act, declaring that highway commencing at a point on the south fork of the San Joaquin River at Florence Lake, Fresno County, and extending to North Lake on the north fork of Bishop Creek, Inyo County, shall be known as the Piute Pass highway. Department of public works to locate and survey route and report thereon to Legislature.

A. B. 127. QUIGLEY.

Adds § 4041e, Pol. C., relating to county jails.

Board of supervisors of any county shall have the right to acquire property in another county for jail purposes.

Notice of purchase of such property must be published in some newspaper of general circulation for at least three weeks. If no such newspaper, then by posting notice in at least three public places in each supervisorial district.

A. B. 128. McGUINNESS.

Amends §§ 1, 2, Act 4732, public service employees act.

Deletes provision limiting application of act to public service corporations and provides that any person, firm, association, corporation or agent, superintendent or manager thereof, shall be included within the provisions of the act.

Amends act throughout, deleting the impersonal possessive "its" and inserting personal possessive "his" in place of "its" wherever "its" is used.

Provides that an accused employee shall have the opportunity to be confronted with the person making a report to the management of any firm or corporation.

Deletes criminal penalty for violation of act and provides a civil penalty of \$500 for each offense, said penalty to be recovered by civil action brought by the attorney general or district attorney in the county having proper jurisdiction.

A. B. 129. MCGUINNESS.

Adds § 1740b, Pol. C., re union and joint union high school districts.

Allows members of boards traveling expenses in attending meetings: same basis as county board of education.

A. B. 130. SCOFIELD AND CRAIG.

Amends § 1733a, Pol. C., re withdrawal of elementary school districts from high school districts and their formation into separate high school districts.

Amended to allow withdrawal from city high school districts, in addition to union and joint union high school districts of one or more, instead of several, elementary school districts and the formation of the latter into a union or joint union high school district after an election had on the question. Omits provision requiring that elementary district must lie at least  $2\frac{1}{2}$  miles from any public high school before such withdrawal is allowed.

A. B. 131. PATTERSON.

Amends §§ 1, 3-5, 10, 12, 13, 23 and 24, Act 2256, relating to primary election.

Changes primary election from last Tuesday in August to second Tuesday in September.

Substitutes "September" for "August" wherever used; and "second Tuesday in September" for "last Tuesday in August."

A. B. 132. McDONOUGH.

Amends § 653c, Pen. C., re hours of labor on public works of the State of California.

Amended to include districts within provisions, limiting hours of work per day on public works thereof to eight, except during emergencies.

Adds provision that if work is done under contract, contractor shall keep an accurate record of hours of labor of men employed, to be open at all times for inspection.

Adds that work done for irrigation, utility, reclamation and improvement districts as well as street, sewer or other improvement work under the direction and supervision of the state or political subdivision



thereof, shall come under the provisions of section whether or not such political subdivision operates under a freeholders charter.

A. B. 133. McDONOUGH.

New act, re contracts of employment.

Provision in contracts for employment that employee promise not to join, become or remain a member of any labor organization, or to withdraw from same, declared void as contrary to public policy.

A. B. 134. EDDY.

Amends § 1, Act 4574, re recording of maps of subdivisions into lots for the purpose of sale.

Requires accurate map made on cloth, and in duplicate, and filed with county recorder.

A. B. 135. KEATON.

Adds § 1859a, C. C., re liability of keepers of furnished apartment houses and bungalow courts.

Limits liability to \$100 for each trunk and contents; \$50 for each suit case and contents; \$10 for each bundle or package and its contents; \$250 for all other miscellaneous effects; unless he shall have consent in writing with the owner thereof to assume a greater liability.

A. B. 136. KEATON.

Adds § 1861b, C. C., re keepers of furnished apartment houses or bungalow courts.

Enables keepers of furnished apartment houses and bungalow courts after default in payment of charges enumerated in 1861a, C.C., to take into their possession all baggage and other property of value belonging to tenant or guest, for purpose of enforcing the lien provided for in § 1861a of C. C.

A. B. 137. KEATON.

New act requiring state board of equalization to investigate system of revenue prevailing in state and to make report to the governor every biennium concerning said system.

Sec. 1. County and city auditors and all officers in charge of fiscal accounts of political subdivisions to report to state board amount of taxes and assessments levied and collected by said subdivisions. Failure of officer to file report subjects officer to penalty of \$1,000 to be collected by the attorney general.

Sec. 2. Public utilities taxable under the provisions of §§ 14 and 15 of Art. XIII to file with state board of equalization statement of prop-

erty value. Report to be filed when requested by state board of equalization.

Sec. 3. From data collected, state board of equalization to include in biennial report to governor: Estimate of the value of all property within the state subject to taxation; the amount of taxes and assessments levied by all political subdivisions of the state; the amount of taxes levied by the state board of equalization; the average tax burden upon all properties of the state; such recommendations as in its opinion will improve the revenue system.

Sec. 4. State board granted following additional powers: To do any and all things necessary to effect a complete investigation of revenue system; require attendance of witnesses and production of papers; to require reports from all state, county or city and county officers on any matter pertaining to revenue and taxation.

Board authorized to appoint statistical assistants and valuation experts to compile data required under act.

Continuous appropriation of \$75,000 each biennium made to carry out provisions of act.

A. B. 138. ROBERTS.

Supplements School Code Bill (S. B. 22), re public school pupils.

Sec. 1.35. Suspension from school shall not be more than two weeks.

Sec. 1.36. Provides parent or guardian shall have the right to appeal to the county board of education, which shall hold a hearing and decision of same shall be final.

A. B. 139. BYRNE.

Act amends § 18, Act 5238, Municipal Court Act.

Provides that persons appointed deputy marshals, clerks or court clerks shall receive no increased compensation by reason of the appointment. Deletes provision that appointments must be made from the three highest certified persons by the civil service commission.

Provides that if no eligible list be certified to the appointing officer within three months after a temporary appointment the appointing officer may declare the temporary appointment a permanent appointment and such appointee shall thereafter be entitled to all the rights and privileges of one duly examined and certified by the civil service commission.

A. B. 140. BYRNE.

Adds §§ 526 and 527, Pen. C., re making, distribution or use of matter resembling process of court.

Provides each separate delivery of any paper or document purporting to be a court process constitutes a separate offense under act.

Provides any person who sells or offers for sale any paper or document which would lead person to believe that such form is an order or process of court when in truth it is not, is guilty of a misdemeanor.

A. B. 141. REINDOLLAR.

Repeals § 685, C. C. P., relating to enforcement of judgment in civil judgment after five years.

A. B. 142. REINDOLLAR.

Amends § 4041, Pol. C., re powers of boards of supervisors.

Subdivision 33 of present law (designating powers of supervisors) allows boards to levy special tax not to exceed four cents on \$100 assessed valuation of all property within county, for exploiting resources of county.

If this rate will not raise \$5,000 in any one year, board may appropriate from general fund to make up deficiency. Bill would amend law to raise sum of \$5,000 to \$10,000.

A. B. 143. DeYOE.

Amends § 4272, Pol. C., re salaries of officers in counties of forty-third class, San Benito County.

Increases annual salaries as follows: one deputy county clerk, \$1,800 to \$2,400; two deputy county clerks, \$1,500 to \$1,800; county auditor, \$600 to \$1,000; county assessor, \$2,700 to \$3,000; county superintendent of schools, \$2,400 to \$2,700. Allows county recorder one deputy recorder, salary of \$1,500 per annum. Increases monthly salaries of justices of peace in townships, population over 4000, from \$90 to \$100; population less than 4000 and more than 2000, \$75 to \$85.

A. B. 144. LYONS.

Amends § 1373, Pen. C., re expenses of sending, keeping and returning defendants to state hospitals.

Law makes such expense chargeable to county in which indictment found, recoverable by county from estate of defendant if any, or from a relative, town, or city or county bound to provide for him.

Bill would amend law so that expenses would be borne in manner provided by law for similar expenses of insane persons not charged with crime.

A. B. 145. LYONS.

Amend § 1274b, Pol. C., re unclaimed money of missing persons.

Law provides that any money in litigation in any superior or inferior court shall be deposited in the state treasury.

Amendment adds "that any excess fees or other money deposited in connection with said litigation" shall also be deposited in the state treasury.

A. B. 146. LYONS.

Amends § 4153, Pol. C., re duties of district attorney or county counsel.

Upon request by judge of superior or municipal court, when such court or judge in official capacity is made a party defendant in any action, district attorney or county counsel, as case may be, shall appear and represent such court or judge.

A. B. 147. LYONS.

Amends § 1248, C. C. P., relative to what must be ascertained and assessed in eminent domain proceedings.

Change occurs in subdivision 6 relative to removal or relocation of structures or improvements, and is designed to cover case in which only part of the land is condemned and it is feasible to remove to the land not taken the structures or improvement.

A. B. 148. LYONS.

Amends §§ 997, 1009, 1116, 1117, 1166, 1188, 1262, 1297, 1302, 1371, 1384, Pen. C., relating to refund of money deposited in lieu of bail.

The present law provides money shall be refunded to defendant. The bill provides for the return of money to the person who deposited it.

A. B. 149. DeYOE.

Amend § 737*ii*, Pol. C., increasing from \$4,500 to \$5,000 salary of superior court judge, San Benito County.

A. B. 150. PARKMAN.

Amends §§ 4250, 4249*a*, Pol. C., re compensation of officers of San Mateo County.

Skeleton bill.

A. B. 151. BLISS.

Amends §§ 4 and 8, Act 6341, relative to leasing of state oil and gas lands.

Temporary suspension, until September 1, 1929, of certain features.

Enrolled. Approved, Stats. 1929, chapter 7.



A. B. 152. DILLINGER.

New act, declaring county road in El Dorado County, extending from Cool, via Georgetown and Wentworth Springs, to Lake Tahoe, a state highway and placing same under control of highway commission.

A. B. 153. DILLINGER.

Amends § 69, C. C., relative to issuance of marriage licenses. County clerk to examine only male applicant under oath, instead of both as before and provision as to subscription of such examination changed correspondingly. Removes provision that application be made at least three, and not more than thirty days prior to issuance of license, that parties record in clerk's book notice of intention to marry, and the form provided in present section as to such notice of intention.

A. B. 154. MCGINLEY.

Adds § 653½, Pen. C., relative to recording statements as to ownership and proposed improvement of real property. Within ten days prior to, or five days after beginning of work on structures and improvements on real property under circumstances giving rise to a mechanic's lien, owner or authorized agent to record in county where property located a "notice of intention to build."

A. B. 155. JONES.

New act, relative to regulation of dealers in deciduous fruit and grapes.

Identical to S. B. 232, except that on line 10, page 4, the word "a" appears between words "such" and "fact" in S. B. 232.

See digest S. B. 232.

A. B. 156. WILLIAMSON.

Amends Workmen's Compensation, Insurance and Safety Act of 1917, Act 4749, relating to disability indemnity and death benefits.

§ 9. Provides average annual earnings for basis of computing total disability and death benefit increased from \$1,666.66 to \$1,999.92; average annual earnings for purpose of computing partial dependency increased from maximum of \$1,666.66 to \$1,999.92.

§ 12. Average weekly earnings for purpose of computing disability indemnity increased to \$38.46; total disability indemnity death benefit increased from \$5,000 to \$5,999.76.

A. B. 157. WILLIAMSON.

New act, re leaves of absence of employees of school districts. Supplements School Code Bill (S. B. 22).

5.721. Governing boards of school districts authorized to provide for temporary absence from duty of employees because of accidents, illness, maternity, or temporary inability to perform duties. Employee entitled, while so absent, to sick benefits or other privileges as defined in rules and regulations of board.

5.722. Board may grant leave of absence, not exceeding one year, to any employee whose position requires certification qualifications.

5.723. No employee granted leave under § 5.722, except for service of high quality to district for preceding five years, two years thereof having been served after present act effective. State board of education to prescribe standards of service.

5.724. Employee granted leave under § 5.722 to perform services and receive compensation as agreed upon in writing between employee and board, under approval county superintendent. State board of education to prescribe general standards as to services for which compensation may be paid.

5.725. Employee on leave of absence under § 5.722 within scope of any law providing compensation insurance for teachers.

5.726. Employee on leave under § 5.722 subject to usual benefits and burdens attendant upon actual services within the district, and similarly with respect to retirement of teachers' qualifications.

#### A. B. 158. NIELSEN.

New act re regulation and control of aircraft, airmen and air navigation.

Provides for registration and licensing of all aircraft and airmen engaged in intrastate commerce, establishes air traffic rules, provides for licensing of airports and aircraft schools, and regulation of air navigation facilities.

Division of motor vehicles to enforce act and chief thereof given power to make necessary rules and regulations, similar to federal rules and regulations, to carry out act. Provides for examination of aircraft, pilots and mechanics by division. Fixes fees for registration and licensing. Chief of division empowered to suspend or revoke registrations or licenses for cause after hearing.

Nonresidents holding federal license operating federal licensed aircraft exempt from state registration for six months in any one year.

Exempts from payment of registration fees aircraft owned by a foreign government, the United States, or this state or any political subdivision thereof, corporations taxed for state purposes by this state or used thereby for its own business or used as common carrier where owner is taxed for state purposes.

Regulates transfer of ownership of planes and the mortgaging thereof.

Prohibits any political subdivision of the state from in any manner regulating aircraft, airmen, airports or navigation facilities, or air traffic rules except by permission of the division. Declares the state to have complete and exclusive legislative jurisdiction concerning the same. Fixes penalties for violations of act. Repeals aircraft act of 1921.

A. B. 159. INGELS.

Amends § 4257, Pol. C., relative to compensation officers of Mendocino County.

Allows auditor an additional deputy at \$1,200 per annum, and district attorney an assistant at \$2,400 per annum.

A. B. 160. INGELS.

Amends § 19x28 of Act 3966, juvenile court law, relative probation officers, Mendocino County.

Raises salary probation officer from \$70 to \$100 per month, and gives him an assistant at salary of \$100 per month.

A. B. 161. SEAWELL.

Appropriates \$200 to pay claim of Annie Locatelli against the state.

A. B. 162. WEST.

New act, relative to reversion to general fund of unclaimed moneys paid out by treasury on controller's warrant. Substantially the same as A. B. 19.

A. B. 163. ADAMS.

New act, increasing number of judges of superior court for Merced County from one to two.

A. B. 164. ADAMS.

Appropriation for painting of portraits of former governors of state whose portraits have not been painted.

A. B. 165. KEATON.

New act, relative to exchange surplus products of public institutions of state and political subdivisions.

Governing authorities of public institutions of state and political subdivisions, to notify department of finance as to any surplus in excess of their own needs, of horticultural, agricultural, live stock, manufactured, mineral or other products grown or produced by such institutions.

Department of finance to value same at estimated cost and arrange for sale or exchange thereof between several public institutions of state and political subdivisions.

Proceeds from sale of such products to be accounted for monthly to the controller and moneys to be paid into treasury to credit of the appropriation or fund by which the institution or governing authority thereof is supported, and from which the cost of growing or producing such products was made.

Repeals Act 6271, relative to exchange of commodities between public institutions of state and political subdivisions.

#### A. B. 166. WRIGHT.

New act, relative to state aid to the aged.

§ 1, 2. Needy residents of state 70 years of age, or over, entitled to state aid. Certain qualifications set as to citizenship, residence in state and county, that applicant not be inmate in certain penal, infirm, or corrective institutions, nor within preceding 10 years have been imprisoned, nor within preceding 15 years have deserted spouse or failed to support children, nor has any person legally responsible for his support.

§ 3-5. Circumstances determine amount of aid in particular cases, but not to exceed \$1 per day, in any case when added to applicant's income from other sources. No aid granted for applicant, or in case of marriage, where both parties have property exceeding \$3,000. Income of applicant based on average during preceding 12 months. Income from property computed at not less than 5 per cent of value thereof.

§ 6. Creates a division of state aid to the aged within department of social welfare. Division to supervise and approve measures taken by boards of supervisors with respect to care of needy aged, that they may receive suitable care, and a standard of record and method of treatment be set up. Division and supervisors to decide whether applicant to be cared for in private home or a public institution.

§ 8. Chief of division and director to appoint county advisory boards for purposes of act.

§ 9. Boards of supervisors, on granting or continuing aid, may cause applicant to transfer any or all of his property to them. Board empowered to do all things necessary for preservation and management of same.

§ 10. Supervisors may cancel or vary amount of aid where recipient, or spouse, becomes possessed of property or income in excess of amount allowable by law in proportion to aid granted. At recipient's death, if found in possession of property or income in excess of proportionate amount, double amount of aid paid recoverable by department.



§ 14. Supervisors to investigate case on application, deny or grant same in amount deemed proper. Provision for appeals to department of social welfare. Aid to be paid in monthly installments, renewable annually on application, at which time may be varied under circumstances of particular case. Supervisors may cancel, revoke, or suspend for cause.

§ 17. Act applicable to counties whose boards of supervisors on majority vote, elect to provide for system of aid to the aged.

§ 18. Necessary expenses incurred by county pursuant to act, to be paid in same manner as other county expenses.

§ 22. Creates "state aid to aged fund," and appropriates thereto \$350,000 for payment during 81st and 82d fiscal years to the counties under the act.

§ 23. Appropriates \$20,000 to use of department of social welfare in administration of act during 81st and 82d fiscal years.

§ 25. No aid under act available or payable prior to January 1, 1930.

#### A. B. 167. SEWELL.

New act relative to institutions of confinement and care of defective delinquents.

Institutions therefor to be provided on property of existing state institutions or property to be acquired.

Commitments thereto made by order of court, adjudged a person to be a defective delinquent. Costs of maintenance at institution to be paid by person committed or his relatives, to extent of financial ability to pay, county of residence paying the balance.

Provision made for transfers from other state institutions.

#### A. B. 168. WEST.

Appropriates \$23,500 to pay the expense of printing and furnishing pamphlets containing declarations of candidates and lists of sponsors of candidates for the 79th and 80th fiscal years pursuant to the Direct Primary Law. Enrolled. Approved. Stats. 1929, chapter 2.

#### A. B. 169. WOOLWINE.

Amends § 18b, Act 3277, Street Lighting Act of 1909.

In case portion of territory embraced in lighting district has been detached therefrom prior to July 29, 1927, by reason of annexation to a city, and remaining portion of district has been dissolved but moneys have subsequently been paid into district fund, part of said moneys shall be paid to the city and part to the appropriate road district fund of the county.

A. B. 170. WOOLWINE.

Amends § 14, Act 8209, street improvement bond act of 1915.

Changes subdivision (b) to provide that street superintendent or other assessment officer shall divide installments not yet due, when a lot is subsequently divided into separate holdings: dispensing with provision for written request therefor from land owners to auditor.

A. B. 171. WOOLWINE.

Amend § 6, Act 1999, re disposition or utilization of unclaimed dead.

Provides that the unclaimed bodies of widows of soldiers, sailors and marines shall not be used for scientific purposes, and shall be buried at public expense.

A. B. 172. WOOLWINE.

New act, to provide for cooperation between counties and cities in prevention and suppression of forest and brush fires.

A. B. 173. WOOLWINE.

Amends §§ 1 to 7, inclusive, adds §§ 8 to 10, Act 5197, re destruction of weeds in cities.

Extends scope of act to include such work by counties.

New sections provide for collection of costs by collection of assessments through regular tax collection agencies of city or county.

A. B. 174. BROCK.

New act regulating practice of professional engineering.

Includes within its scope chemical, civil, electrical, mechanical and mining engineers.

Provides for issuance of certificates of registration upon examination except that such persons who have practiced professional engineering for at least six years (graduation from an accredited engineering school to count as four years of practice) and possess certain other minimum qualifications, will be registered without examination if they apply therefor within one year from date act takes effect.

Each registrant entitled to use a seal bearing, among other things, the legend "registered professional engineer." Person not registered may practice his profession as employee of one who is registered. Execution of all work affecting public health or safety must be under supervision of a registered engineer. Certain exemptions recognized in respect to work done in connection with one's own property. Architects when working as such not required to be registered under this act. Officers and employees of federal government practicing solely as such

employees, likewise exempted. Subordinates to registered engineers or to exempt engineers, likewise exempted.

Act administered by a board known as state board of registration for professional engineers, consisting of five members appointed by governor, each receiving compensation of \$25 per day while attending meetings and traveling thereto and therefrom. Secretary to receive salary not exceeding \$3,600. Receipts paid into special fund, moneys in which are made available for administration of the act.

A. B. 175. SCOFIELD.

New act, providing for inspection of steam boilers operated in state.

See Digest S. B. 145, which is identical bill.

A. B. 176. WRIGHT.

Amends § 29, Act 4749, "Workmen's compensation, insurance and safety act of 1917."

Adds provision that in case of failure of an employer to secure payment of compensation by insuring amount otherwise recoverable by injured employee shall be increased 20 per cent, except increase shall not exceed \$1,000.

A. B. 177. COOMBS.

Amends § 2979*b*, Pol. C., relating to state and county aid for physically defective minors.

Adds provision that no fee shall be charged for filing petition or for any of court proceedings provided for by section and provides that hearing on such petition may be ex parte,—in re proof of applicant's financial inability to pay for treatment.

A. B. 178. COOMBS.

Amends § 10, Act 8967, relating to Veterans Home in Napa County. Omits provision that moneys belonging to members of home deposited with board, and undisposed of by will, shall go directly to heirs without probate on death of member, but leaves provision that pension moneys held by board shall so go to heirs. Adds provision for disposal of personal effects, of members discharged or voluntarily leaving, in same manner as those of deceased members.

Text changed in several places for purpose of clarification.

A. B. 179. COOMBS.

Amends §§ 1 to 11, and adds §§ 12 and 13 to Act 3701, relating to mosquito abatement districts.

Sec. 1. Provides also for organization of "insect" abatement districts under act.

Sec. 2. Adds provision for organization of district including territory in two or more counties.

Sec. 3. Adds provision for petition for a proposed district embracing territory in more than one county. Omits provision that petition for formation of any district must be signed by 10 per cent of electors in unincorporated territory included in proposed district. Amends section throughout to provide procedure for proposed districts including territory in more than one county.

Sec. 4. Adds requirement that the trustee at large shall be from territory outside of a municipality. Requires trustee at large to be an elector of county and a resident of lands incorporated in district. Adds provision regarding term of office of trustee from territory added to a district.

Sec. 5. Provides for filling of a vacancy in board of a district embracing lands in more than one county.

Sec. 6. Gives board of trustees additional power of taking steps to exterminate mosquitoes, flies or other insects in such lands adjacent to district as may be deemed advisable.

Sec. 6a. Makes breeding places of "other insects" as well as mosquitoes a public nuisance.

Sec. 7. Relating to levy of taxes to take care of situation where district embraces lands in more than one county.

Sec. 8. Changes requirement as to signers of petition to have territory added to a district from owners of more than one-half of the assessed value of territory to be added to the same as that required on petitions for formation of a new district.

Sec. 9. Adds provision that in lieu of holding an election to dissolve a district, a petition showing two-thirds of qualified electors in favor of dissolution may be presented and proceedings then had as though an election had been held.

Adds §§ 12 and 13, contents of which are not given.

#### A. B. 180. WEST.

Appropriates \$49,653 to meet deficiency in the appropriation for legislative printing, binding, etc., for the 79th and 80th fiscal years. Enrolled, approved. Stats. 1929, Chapter 3.

#### A. B. 181. WOOLWINE.

Amends § 274a, C. C. P., relating to duties and compensation of superior court reporters.

See digest S. B. 275, an identical measure with the exception that in line 8 (A. B. 181) "probate proceeding" is in the singular.



A. B. 182. WOOLWINE.

Repeals § 274*b*, C. C. P., relating to compensation of phonographic reporters.

A. B. 183. WOOLWINE.

Amends § 274, C. C. P., relating to fees of phonographic reporters.

See digest S. B. 274, an identical measure.

A. B. 184. ADAMS.

Amends § 261*e* and adds § 361*h* to the Pol. C., relating to department of agriculture and division of land settlement.

See digest S. B. 493, an identical measure.

A. B. 185. HAWES AND WILLIAMSON.

Adds § 542*b*, C. C. P., relating to attachment of personal property. Provides attachment or garnishment on personal property shall cease to be of any effect after two years from issuance of writ, and property levied on shall be delivered to defendant or his order.

A. B. 186. HAWES.

Amends §§ 1 and 2 of Act 4737, relating to moving of boxes by women employees.

Reduces weight of receptacles required to have casters, pulleys or similar contrivances, from 75 to 50 pounds. Includes within act receptacles in any "restaurant" and "any other establishment employing women." Adds provision that no female employee shall be required to carry any receptacle weighting 10 pounds or more up or down stairs.

Makes § 2, relating to violations apply specifically to "every employer, or manager, superintendent, agent or officer thereof" instead of to "whoever" violates act. Changes penalty from a fine of not exceeding \$50 for every day during which there is a violation of the act to a fine of not exceeding \$500, or imprisonment for not exceeding 60 days, or both. Makes act enforceable by department of industrial relations and provides that all fines collected shall be paid into general fund in state treasury.

A. B. 187. ADAMS AND JEWETT.

Amends § 13 of Act 2964, the gasoline tax law of 1923.

Inserts "actual," making funds secured from gas tax distributable to counties according to actual residence of registered owners of motor vehicles. Requires motor vehicle department to keep record of machines registered from each county, showing actual residence of owner. Provides that where actual residence of owner is in a different

county from county in which place of residence given in registration certificate is located, county auditor of latter county shall draw his warrant in favor of county containing actual residence, in such sums as may properly be attributed to it.

A. B. 188. ADAMS.

New act, authorizing department of natural resources to acquire objects of historical interest, and to establish and maintain a museum for them. Provides for an appropriation to carry out purposes of act.

A. B. 189. ADAMS.

Amends §§ 3 and 79c, Act 8199, Street Improvement Act of 1911.

Amends § 3 to provide that publication of resolution of intention to make improvements under act may be made in any newspaper, instead of requiring publication in a daily newspaper.

Makes same change in §79c as to publication of all matters required to be published by act.

A. B. 190. SCUDDER.

Amends § 5 of Act 136, relating to prevention of adulteration of agricultural seed.

Adds subdivision (d) to section, making any lot of corn, wheat, oats, rye, barley, rice or grain sorghums produced within the state exempt from act, when vendor posts a placard, to be furnished by department of agriculture, stating lot has not been tested for germination, purity or noxious weed seed content.

A. B. 191. WILLIAMSON.

New act, appropriating \$200,000 for support of California Nautical School. (See A. B. 192.)

A. B. 192. WILLIAMSON.

New act, providing for a state nautical school at port of San Francisco. Board of four commissioners appointed by governor and serving without salary.

Board shall maintain, manage and control nautical school aboard a vessel at port of San Francisco and make regulations necessary for government of school.

Admission to school, tuition and keep shall be free to any male resident of state having qualifications for admission fixed by board, except that an admission fee of \$75 may be charged. All fees to be deposited in state treasury to credit of California nautical school fund.

Any money appropriated by state or federal government for support of school shall be credited to California nautical school fund.

§ 12 exempts positions and appointments authorized by act from provisions of civil service act.

§ 14 requires that no person shall be sentenced to or received at school as punishment for any crime.

§ 15 authorizes governor to apply to federal government to furnish suitable vessel properly equipped for use of school.

A. B. 193. HEISINGER.

New act relating to standardization of cement pipe sold for irrigation purposes. Establishes standard composition for such pipe, and provides standard measurement of size shall be measurement of interior diameter of pipe. Vests power of administering and enforcing act in department of agriculture.

A. B. 194. HEISINGER.

Amends § 2 of Act 3814, the corporate securities act. Excepts from definition of word "company," as used in act requiring any company to secure a permit to issue its securities, every corporation organized under laws of this state exclusively for purpose of marketing cooperatively without profit the farm products of its members.

A. B. 195. McGUINNESS.

Adds § 4041*h*, Pol. C., relating to power of county boards of supervisors to levy a special tax for advertising resources of county. Board to have power to levy such tax not to exceed four cents on the \$100 of assessed valuation of property in county, provided that if such rate will not raise \$15,000 per year, board may appropriate from general fund of county amount sufficient to make up such deficiency.

Same as text of subdivision 33 of Pol. C., § 4041, except that in the bill the monetary limit is raised from \$5,000 to \$15,000.

A. B. 196. ROLAND.

Amends § 1151, Pol. C., relating to precinct boards for municipal elections. Adds provision that government body of municipality may by majority vote provide for a board of four for each precinct at any "special or other" municipal elections. Section now provides that there may be a board of four only at a nominating or general election.

A. B. 197. PATTERSON.

New act permitting mosquito abatement districts to provide for destruction of rats.

A. B. 198. PATTERSON.

Amends § 19*x*12 of Act 3966, the Juvenile court law. Increases salary of probation officer in Kern County from \$2100 to \$3600 per annum.

A. B. 199. PATTERSON.

Amends § 874 of Act 5233, the Municipal Corporations act, relating to erection, improvement and repair of public buildings and works.

Changes minimum cost of public work required to be done by contract, from \$300 to \$1,000. Changes period of publication required of notices of letting of contracts, from two weeks to one.

A. B. 200. PATTERSON.

New act relating to disposition of moneys received from federal government under provisions of federal water power act.

Provides such moneys shall be distributed by state to counties in proportion to amount collected by federal government from water power licenses in each county. Moneys to be paid into general road fund of counties.

A. B. 201. FEIGENBAUM.

Adds §§ 363*k*, 363*l*, 363*m*, Pol. C., transferring the division of motor vehicles from state department of finance to department of public works.

A. B. 202. FEIGENBAUM.

Revises act 6287, re sale of public lands.

Deletes provisions for public sale and provides that all unreserved lands included within boundaries of national reservations and state school lands may be sold at private sale, at a price to be fixed by the director of finance.

Provides that timber lands, and lands reserved under provisions of § 3408*b* of Pol. C. which have not been used as bases for indemnity, may be sold for cash.

Deletes provisions § 3 of Act 6287 re purchase of state land by settlers for agricultural purposes, and for equalization of price if land unsuitable therefor. Deletes provisions § 4 re bids at public sale. Renumbers sections of Act 6287, 1-4.

A. B. 203. FEIGENBAUM.

New act, relating to examination and registration of social service workers.

Defines "social service worker," and requires same to be registered by state department of social welfare, after examination.

Applicants for examination required to be 21 years of age, to have received training or course of instruction approved by department, and to pay fee of \$10. Examinations to be held at least once every six



months, by special examining committee of seven members. Action of social welfare board on any application made final and conclusive.

Board may revoke registration certificates for unprofessional conduct, after hearing. Certificate holder entitled to append "R. S. W." after name, and use of such initials by other than certificate holder made a misdemeanor. Annual fee of \$1 required.

**A. B. 204. FEIGENBAUM.**

Amends § 307, C. C., relating to corporations.

Cumulative voting features made applicable to domestic corporations only, instead of corporations generally as at present.

**A. B. 205. FEIGENBAUM.**

Amends § 3 of the Corporate Securities Act, Act 3814.

Provision is added to the section, to the effect that the neglect or failure of an applicant for a permit to file with his application any of the data required, shall not affect the validity of the permit, if such permit is issued.

**A. B. 206. FEIGENBAUM.**

Amends §§ 3 and 15 of Act 3613, re industrial welfare commission.

Amendment to § 3 provides in more detail for a system of records to be kept by every employer of the names, addresses, hours of labor and wages of women and minors employed.

Persons under 21 years of age, instead of 18 years, as formerly, shall be deemed minors, but prohibits the commission from regulating the hours of labor and wages of male minors between 18 and 21 years of age.

Amendment to § 15 omits requirement that commission submit biennial report to governor. Authorizes commission to publish and distribute reports and bulletins covering its operations and proceedings.

**A. B. 207. FEIGENBAUM.**

Amends § 4300e, Pol. C., relating to fees of justices of the peace, as follows:

Eliminates \$2 fee payable before trial, and substitutes fee of \$4 for filing complaint, or other first paper. Such fee of \$4 includes all proceedings before trial and all services to be performed in judgment by default or for trial of either a question of law or fact, and all proceedings subsequent thereto.

Increases present fee for filing abstract of judgment rendered in another jurisdiction from \$2 to \$4. Adds fee of \$4 for filing papers transmitted from another court, fee to be paid by party making the motion for change of venue.

In cases where venue is changed, the justice before whom action was brought shall receive fee of \$1, and the justice before whom the trial shall take place shall receive same fee as if action had been commenced before him.

Adds following fees: for copies of papers on docket, per folio, 10 cents; for issuing transcript of docket, \$1; for issuing abstract of judgment, \$1; for certifying copy of any paper, record, or proceeding, 25 cents; for performing duties of coroner when coroner fails to act, same fees as are allowed coroner; for issuing any process, writ, order or paper, or for administering an oath or affirmation, or for each certificate or affidavit, when any of above are not otherwise provided for in this article, 25 cents; for taking and approving bond or undertaking, including justification of sureties, 50 cents.

A. B. 208. FEIGENBAUM.

Amends § 1581 of C. C. P., relating to powers and duties of executors and administrators.

Permits an executor or administrator to continue operation of the decedent's business, with permission and under supervision of the court.

A. B. 209. FEIGENBAUM.

Adds § 1752½ to C. C. P.

Provides that moneys owing to a minor may, in certain cases, be paid to either parent of such minor, and that such parent shall account therefor to the minor, when latter attains majority.

A. B. 210. FEIGENBAUM.

Amends § 1386, C. C. P., relating to administration of decedent's estate.

Permits the court to refuse to grant letters of administration to any person asserting a prior right, when such person has had actual notice of the first application and an opportunity to contest the same before the letters were granted.

A. B. 211. FEIGENBAUM.

Amends § 1454, C. C. P., re collection by heirs of money or securities of decedent, when estate does not exceed \$1,000.

Changes in verbiage but apparently no change in substance.

A. B. 212. FEIGENBAUM.

Amends § 1492, C. C. P., re notice to creditors of estates.

Deletes provision that affidavit of posting must be filed with notice.

Deletes provision that the court must, upon affidavit of publication or posting and other satisfactory testimony, order or decree that due notice to creditors has been given. Provides that final distribution shall not be decreed unless it be shown that notice to creditors has been given.

A. B. 213. FEIGENBAUM.

Amends § 1490 and repeals § 1491*a*, C. C. P., re publication of notice to creditors of estates.

Deletes provision that address and place of business are not required to be set forth in notice to creditors of estates where said address and place of business are out of the county where estate is probated.

Repeals § 1491*a*, requiring the administrator or executor to file within 30 days after first publication a printed copy of the notice published, together with a statement setting forth the first day of publication and the newspaper in which publication was made.

A. B. 214. FEIGENBAUM.

Amends § 1304, C. C. P., relating to notice of application for probate of will.

Amended to provide that notices must be mailed to heirs, devisees, legatees, addressed to them at county seat of county in which proceedings are pending, instead of requiring such notice to be deposited in post office thereat.

Provides also that notice must be given in like manner to executor, and coexecutor if place of residence be not known.

Specifies that post office in which all notices required to be mailed are to be deposited must be within this state.

A. B. 215. FEIGENBAUM.

Amends § 1307, C. C. P., relating to contest of will.

Provision giving devisees, legatees, or heirs right to contest will through guardians or attorneys, is eliminated. Section, as amended, states merely that any one interested may appear and contest will.

A. B. 216. KEATON.

Amends § 113, California Vehicle Act, Act 5128.

Abolishes the forty mile per hour speed limit.

A. B. 217. PATTERSON.

Amends § 4241, Pol. C., relating to the salaries of officers and employees of counties of the twelfth class, Kern county.

Adds deputy county clerk, \$1800.

Increases compensation of extra copyists of recorder, from \$90 to \$100 per month.

Allows auditor additional deputy at salary of \$1800.

Increases salary of superintendent of schools from \$3000 to \$4000.

Increases salary of surveyor from \$3000 to \$4000, and that of chief deputy from \$2000 to \$3000. Two additional deputies, at salaries of \$2400 and \$1800 per annum. Salary of another deputy increased from \$1800 to \$2250.

Salaries of justice of peace and constable in township four, reduced from \$1500 to \$1200.

In township six, salary of justice increased from \$2400 to \$3000; that of the clerk from \$1200 to \$1500.

Position of clerk created, in township seven, at \$1500.

In township twelve, salary of justice reduced from \$1200 to \$600; that of constable from \$1500 to \$900.

A new judicial township, number fifteen, created from part of territory formerly embraced in township four, with estimated population of 5000. One justice and one constable provided at \$1200 each. Estimated population of township four reduced 5000 to 3500.

#### A. B. 218. FRY.

Amends § 1763, C. C. P., re insane and incompetent persons.

The phrase "who is a resident or inhabitant of the county" is added to the section, thus limiting the jurisdiction of superior court in hearings to determine sanity, to residents or inhabitants of the county.

#### A. B. 219. FRY.

Adds § 94½, Act 5128, California Vehicle Act, requiring each motor vehicle to be equipped with a device which will aid in identifying any vehicle if the front bumper thereof hits any object.

#### A. B. 220. FRY.

New act, providing that corporations shall be credited upon forthcoming taxes in the respective sums heretofore collected from them under an erroneous construction of the corporation license act, approved May 10, 1915.



A. B. 221. FRY.

New general law.

New act. Authorizes suits against the state on claims or demands arising from the erroneous collection and payment of taxes under the Corporation License Act of May 10, 1915, and validates suits already commenced.

A. B. 222. FRY.

Appropriates \$140,000 to pay claims of corporations, arising from erroneous assessment and collection of taxes, paid by them under protest, under Corporation License Tax Act of 1915, and the return of corporate license taxes erroneously collected.

A. B. 223. SNYDER AND DEYOE.

Appropriates \$10,000 to be used in dredging and widening of Pajaro river between the counties of Santa Cruz and Monterey.

A. B. 224. SNYDER.

New act, to be known as the Dried Fruit Standardization and Certification Act.

Authorizes director of agriculture to set the standards of quality, and to inspect all dried fruit sold in the state.

No dried fruit shall be sold unless it conforms to standards set by the director. When it appears that the provisions of this act have been violated, a hearing shall be accorded, and if the charges are sustained, the persons accused shall be prosecuted under the terms of the act.

A. B. 225. FISHER.

Amends § 11, Act 7859, relating to stallions and jacks. Eliminates the publishing of reports containing lists of stallions examined, except as such lists may be contained in the general information disseminated by the board. Provisions relating to compensation of committee members and the secretary of the board, and annual report to the governor, have been deleted.

A. B. 226. FISHER.

Amends § 4, Act 1943, relating to the regulation of preparation and marketing of milk products.

Provides that condensed or evaporated skimmed milk shall not be sold in containers smaller than a "number ten can."

A. B. 227. PATTERSON.

Amends § 7, Act 3701, relating to mosquito abatement districts.

Increases amount of allowable tax levy for purposes of district from ten cents to fifteen cents on each one hundred dollars of taxable property.

A. B. 228. JEWETT.

Amends § 737*p*, Pol. C., relating to salary of superior court judge of Kings County. Increases salary from \$4,500 to \$5,000.

A. B. 229. JEWETT.

Amends § 4258, Pol. C., relating to salaries of officers in Kings County.

County clerk: Fees and commissions allowed for issuance of hunting and fishing licenses. Sheriff: Two, instead of one, deputies at salary of \$1,350. One deputy at salary of \$1,800, eliminated. Treasurer: Eliminates reference to fees allowed. District attorney: Increases compensation from \$2,700 to \$3,600. Supervisors: Eliminates allowance for traveling expenses.

A. B. 230. BERNARD.

Adds §§ 17-22 to act 362*a*, "bovine tuberculosis law," relating to condemnation and slaughter of tubercular cattle.

§ 17 authorizes department of agriculture to provide rules for destruction of tubercular cattle and their carcasses.

§ 18, cattle not to be slaughtered unless approved veterinarian files certificate with department of agriculture that an examination has been made showing tubercular infection.

§ 19 provides for valuation of cattle infected with tuberculosis and requires state to pay owner one-third of the value of the cattle minus the proceeds of the sale of salvage.

§ 20 (incorrectly referred to as § 19 and § 10), provides that if Congress of the United States makes no appropriation or withdraws cooperation, state shall pay two-thirds of value minus the salvage of cattle destroyed.

§ 21, owners not to be indemnified when: (1) animal not owned for six months prior to slaughter; (2) owner not a bona fide resident or taxpayer; (3) if animal imported and was not examined and found free from tuberculosis at time of importation; (4) when owner willfully conceals existence of disease.

§ 22 (incorrectly referred to as § 29), creates "bovine tuberculosis fund" and appropriates \$----- thereto.

A. B. 231. BERNARD.

Adds § 1762a to Pol. C.

Provides that state controller and state treasurer shall annually pay \$25,000 into fund to be known as "state high school musical contest fund." Fund to be used to pay expenses of high school orchestras competing in national musical contests. Fund to be expended upon order of superintendent of public instruction.

A. B. 232. BERNARD.

Amends § 862 of act 5233, municipal incorporation act, re cities of sixth class.

The law permits five per cent tax for music and promotion. The bill splits same: three per cent for music, two per cent for promotion.

A. B. 233. CRAIG.

Amends § 4329, Pol. C., Orange County government bill.

Changes in offices and salaries as indicated below:

County clerk: \$4000 to \$4800; deputy, \$2400 to \$2700; three deputies, \$225 to \$300 per month; one deputy, \$160 to \$200 per month; additional deputy at \$300 per month.

Sheriff: Two deputies, \$2400 to \$3000; one deputy, \$1500 to \$1800; one deputy, \$2400 to \$3000; five deputies, \$1800 to \$2400; one deputy, \$2000 to \$2400; one deputy, \$1800 to \$2000; two deputies, \$1800 to \$2000; one deputy, \$1800 to \$2400; two additional deputies allowed at \$2000.

Auditor: \$3600 to \$4200; additional deputy, \$1800.

Treasurer: One deputy, \$2400 to \$2700; one deputy, \$2100 to \$2400.

Tax collector: Chief deputy, \$2400 to \$2700; one deputy, \$1800 to \$2100; one deputy, \$1500 to \$1800.

Assessor: \$4200 to \$4800; chief deputy, \$2700 to \$3000; additional deputy, \$2100.

District attorney: \$4200 to \$5000; secretary, \$1800 to \$2100; additional deputy, \$3600.

Superintendent of schools: \$3400 to \$4200; deputy, \$1800 to \$2100; deputy, \$1500 to \$1800.

Justice of the peace: All clerks, \$75 per month to \$1200 per year.

Supervisors: \$2400 to \$3000.

Live stock inspector: \$300 to \$1800.

A. B. 234. SEAWELL.

Amends § 357 $\frac{1}{2}$ , Pen. C., relating to alteration of brands on domestic animals.

Branding or defacing of brand of turkey, with intent to steal or prevent identification by owner, made misdemeanor.

A. B. 235. SEAWELL.

Amends §§ 1, 2, 4, act 4938, relating to regulation and licensing of those engaged in business of trafficking in gold and silver ores.

Those engaged in business of milling, sampling, reducing, buying or selling gold and silver ores to the extent of \$500 or more annually, required to pay license tax of \$5 per annum; others engaged in business to pay tax of \$1 per annum. Present provision requires those engaged in business to pay license tax of \$25 per annum.

§ 3. Proviso is added that those not required to pay \$5 license fee shall not be required to execute bond to the state.

§ 4. Those engaged in business required to keep book showing name and location of operating mine or claim from which ore was procured. Word "operating" is new.

Owner of mine not required to state name or location of mine or claim.

A. B. 236. SEAWELL.

New act relating to the adoption and registration of turkey brands or marks and the buying and selling of turkeys.

§ 1. Turkey raisers and producers allowed to adopt a mark or brand for turkeys.

§ 2. Marks or brands to be recorded by director of agriculture. Form of application to be furnished by director, filled out by applicant and filed and recorded by director; meeting these prerequisites entitles applicant to certificate of recordation.

§ 3. Certificate of recordation to contain date of issuance, name and address of holder; description of brand. Director of agriculture to sign certificate.

§ 4. Director not to issue certificate of recordation for same or similar brands.

§ 5. Fee of \$2 charged for certificate and annual renewal fee of \$2. Certificates expire on March 1st. Failure to pay fee forfeits right to use brand after one year.

§ 6. Owner of brand and marks may transfer same. Transferee not to use brand until assignment recorded and fee of \$1 paid to director



§ 7. Director of agriculture to keep record of all applications and recordations.

§ 8. Sale of turkeys made unlawful if bill of sale received from original seller is not displayed on demand of buyer.

§ 9. Unlawful to sell branded or marked turkeys unless certificate of recordation issued to seller is displayed.

§ 10. Misdemeanor to violate act.

§ 11. Special fund created in state treasury, "the turkey protection fund," to be used for enforcing provisions of act. Fee received under act to be paid into fund once each month.

§ 12. Director of agriculture to administer act.

#### A. B. 237. SCOFIELD.

New act, relating to furnishing public liability insurance or security by owners of motor vehicles.

Requires applicants for registration of motor vehicles to furnish insurance or carry liability insurance to satisfy possible judgments against them arising out of the operation of their vehicles.

As a prerequisite to registration applicants are required to present approved motor vehicle liability policy of insurance or motor vehicle liability bond to the amount of \$5000 to cover judgment of any one person and \$10,000 to cover any one accident, or to deposit \$5000 in cash or securities with division of motor vehicles.

Policies and bonds issued by insurance companies are subject to approval of insurance commissioner.

#### A. B. 238. SCOFIELD.

Act amends § 5 of act 2256, primary election law.

Adds new subdivision "o" to § 5, providing that no person shall be a candidate of or a candidate for nomination by a political party other than the party which such candidate was affiliated with 35 days before the date of the primary election, as shown by the affidavit of registration of said candidate.

#### A. B. 239. LYONS.

Amends § 537, Pen. C., relating to defrauding proprietors of inns, etc., for food or accommodations received. Includes proprietors of furnished bungalow courts within provisions of section and makes it a misdemeanor to defraud such proprietors for food or accommodations received.

A. B. 240. LUTTRELL.

Amends §§ 2 and 4 and adds 4a, Act 6379, relating to state park system.

See Digest S. B. 297, an identical measure.

A. B. 241. YOUNG.

Amends § 4285, Pol. C., Sierra County government bill.

Allows sheriff one deputy, salary \$75 per month.

A. B. 242. YOUNG.

Amends § 7379, Pol. C. Salary of judge of superior court of Modoc increased from \$3600 to \$4000.

A. B. 243. YOUNG.

Amends § 4281 Pol. C. Modoc County government bill.

Changes in offices and salaries as indicated below:

County Clerk: \$1,800.00 to \$2,400.00; copyist \$75.00 a month to \$1,500.00 per annum.

Sheriff: deputy \$75.00 per month to \$1,800.00 per annum.

Recorder: additional copyist allowed, salary \$125.00 per month.

Treasurer: \$1,500.00 to \$1,800.00.

Tax collector: \$1,200.00 to \$1,800.00; assistant allowed to be appointed whatever time tax collector elects; formerly could be appointed only for months of April, October, November.

Assessor: \$1,500.00 to \$2,000.00; deputies allowed to be appointed at such time as assessor elects instead of between months of March and July.

District attorney: stenographer allowed salary \$900.00.

Superintendent of schools: \$1,500.00 to \$2,100.00; deputy \$75.00 per month to \$600.00 per year, deputy to serve full time instead of two months.

County surveyor: eliminates provision relating to salary prior to January, 1928; present salary unchanged.

A. B. 244. FLYNN.

Adds § 4, act 4720, relating to sanitary conditions in foundaries and metal shops. Requires city and county health officers to report violations of the act to the district attorney and requires district attorney to prosecute violations.

A. B. 245. DILLINGER.

Amends § 5, adds § 16, act 4915, relating to state mining bureau.

§ 5. Time within which report showing character and condition of a mine must be filed with state mineralogist is changed from thirtieth day of June to thirty-first day of March.

§ 16. Word "mine" defined to include all mineral bearing properties, including springs. Word "mineral" defined to include all mineral products, solids, liquids or gaseous and mineral waters.

A. B. 246. BAUM, BROCK, CRAWFORD, DeYOE, KEATON,  
NOYES AND SCUDDER.

Amends Act 112, re real estate department and real estate brokers and salesmen.

See Digest S. B. 176, which is identical.

A. B. 247. WILLIAMS AND ADAMS.

Revises act 2256, direct primary law.

Revises act throughout so that candidates for office in the state senate or assembly shall run on a non-partisan ticket and the names of the candidates shall appear in the columns on the ballot designated as candidates for non-partisan offices.

Time within which nomination papers must be filed is reduced from 60 to 40 days prior to the primary election at which the candidate is to be voted on.

Changes filing fees of candidates as follows: Candidates for state office or the United States Senate, \$50, instead of 2% of first year's salary; candidates for representative in congress or any office except State Legislature, \$25, instead of 1% of first year's salary; reduces filing fee for candidates for Legislature from \$20 to \$10. A filing fee of \$10 must be paid by candidates for city offices.

Amends act generally, substituting words "nomination paper" for words "declaration of candidacy." Shortens time within which secretary of state must transmit to county clerk certified list containing names and addresses of persons for whom nomination papers have been filed, from 45 to 30 days before August primary or before any May presidential primary.

Amends § 12, describing ballot, so that names of candidates for state legislative office shall appear in the non-partisan column on the ballot.

Amends § 24 to include such candidates for Senate and Assembly as are affiliated with a political party.

Deletes provision making said candidates delegates at convention as have been nominated by a political party.

A. B. 248. WILLIAMS.

Amends § 632, Pen. C., re protection of fish.

Eliminates district  $4\frac{1}{2}$  from provision permitting taking trout and white fish between May 30th to October 31st. Removes exception of catching golden trout in districts 23, 24 and 25. Permits taking of trout and white fish in district  $4\frac{1}{2}$  between May 1st and October 31st.

A. B. 249. BISHOP AND KEATON.

Amends §§ 2979*b*, 2979*c*, Pol. C., re advancing of funds for medical services, transportation and maintenance of physically defective or handicapped minors.

§ 2979*b*. Parents of children seeking benefits of act allowed to file petition without payment of fees.

Judge not to issue certificate that child is defective or handicapped unless satisfied that parents or guardian and child are bona fide residents of state.

Amount advanced by state board of health and returned by counties to be paid into revolving fund provided in § 2979*c*.

2979*c*. Appropriates \$----- for administration of revolving fund to be used by department in advancing money; \$25,000 appropriated to revolving fund in 1927 is continued in force; present appropriation not to be construed as creating new revolving fund.

A. B. 250. KEATON.

New act, re annexation of territory to a city.

Qualified electors in unincorporated or incorporated territory wishing to have same annexed to incorporated territory may petition to have election held therefor. If favorable vote for annexation, legislative body of incorporated territory may by ordinance authorize annexation or submit question to the electors of the incorporated territory.

Indebtedness of territory seeking to be annexed not to be a charge against incorporated territory to which annexed, unless voters of latter territory consent.

A. B. 251. ARNOLD, BLISS, BYRNE, COLLIER, CLOUDMAN, CLOUDSLEY, CRAIG, CRONIN, EMMETT, FEIGENBAUM, INGELS, KEATON, LEYMEL, LITTLE, MILLER, JAMES A., NIELSEN, PATTERSON, QUIGLEY, SCUDDER, SNYDER, WILLIAMSON, AND WOOLWINE.

\$20,000,000 bond issue for veterans' farm and home aid.

See digest of S. B. 293, an identical measure except as to the last five words of the last line of the title of A. B. 251 "1930" being written out in the Assembly bill, but appearing in figures in the Senate bill.



A. B. 252. ARNOLD, BLISS, BYRNE, COLLIER, CLOUDMAN, CLOUDSLEY, CRAIG, CRONIN, EMMETT, FEIGENBAUM, INGELS, KEATON, LEYMEL, LITTLE, MILLER, JAMES A., NIELSEN, PATTERSON, QUIGLEY, SCUDDER, SNYDER, WILLIAMSON, AND WOOLWINE.

Adds §§ 374 to 374*g*, to Pol. C., inclusive, creating state department of military and veterans' affairs.

See digest of S. B. 288. The two measures are identical.

A. B. 253. ARNOLD, BLISS, BYRNE, CLOUDMAN, CLOUDSLEY, COLLIER, CRAIG, CRONIN, EMMETT, FEIGENBAUM, INGELS, KEATON, LEYMEL, LITTLE, MILLER, JAMES A., NIELSEN, PATTERSON, QUIGLEY, SCUDDER, SNYDER, WILLIAMSON, AND WOOLWINE.

New act, providing for a nautical school at San Francisco.

See digest of S. B. 292. These measures are identical.

A. B. 254. ARNOLD, BLISS, BYRNE, CLOUDMAN, CLOUDSLEY, COLLIER, CRAIG, CRONIN, EMMETT, FEIGENBAUM, INGELS, KEATON, LEYMEL, LITTLE, MILLER, JAMES A., NIELSEN, PATTERSON, QUIGLEY, SCUDDER, SNYDER, WILLIAMSON, AND WOOLWINE.

Amends §§ 310 and 310*a*, Pen. C., relating to flags of the United States and of California.

See digest of S. B. 290. These bills are identical.

A. B. 255. ARNOLD, BLISS, BYRNE, CLOUDMAN, CLOUDSLEY, COLLIER, CRAIG, CRONIN, EMMETT, FEIGENBAUM, INGELS, KEATON, LEYMEL, LITTLE, MILLER, JAMES A., NIELSEN, PATTERSON, QUIGLEY, SCUDDER, SNYDER, WILLIAMSON, AND WOOLWINE.

New act, creating state emergency council.

See digest of S. B. 291. These measures are identical.

A. B. 256. HORNBLLOWER, MORRISON, AND QUIGLEY.

Amends § 5, act 2273, relating to voting machines.

Adds paragraph appearing lines 16 to 24, page 2 of bill, requiring in places where voting machines are provided that there also be provided paper ballots in order that the elector may vote by paper ballot or by voting machine, as he may prefer.

A. B. 257. HORNBLOWER AND MORRISON.

Adds § 1197b, Pol. C., requiring name of every candidate nominated by petition as independent candidate, and not by a political party, to be printed on election ballot in separate column designated "Independent Candidate."

A. B. 258. MIXTER.

New act, relating to insurance.

Permits any county, city, district or other political subdivision which maintains any transportation equipment to carry such insurance as it may deem necessary for the proper protection of it, or its officers or employees or any person so transported.

A. B. 259. ARNOLD, BLISS, BYRNE, CLOUDMAN, CLOUDSLEY, CRAIG, CRONIN, EMMETT, FEIGENBAUM, INGELS, KEATON, LEYMEL, LITTLE, MILLER, JAMES A., NIELSEN, PATTERSON, QUIGLEY, SCUDDER, SNYDER, WILLIAMSON, AND WOOLWINE.

New act, adopting the Union Veterans' Guardianship Act.

See digest of S. B. 289. These measures are identical.

A. B. 260. ARNOLD, BLISS, BYRNE, CLOUDMAN, CLOUDSLEY, CRAIG, CRONIN, EMMETT, FEIGENBAUM, INGELS, MILLER, JAMES A., KEATON, NIELSEN, LEYMEL, LITTLE, PATTERSON, QUIGLEY, SCUDDER, SNYDER, WILLIAMSON AND WOOLWINE.

Amends § 366, Pol. C., relating to state department of institutions.

Authorizes director to authorize transfer of persons from any institution in the department to any institution authorized by United States to receive same.

See digest of S. B. 310. A similar, though not identical measure.

A. B. 261. JESPERSEN.

Adds §§ 13 and 14, Act 1283, relative to cemetery districts.

Provides for exclusion of land from such a district by order of board of supervisors after a hearing upon a petition addressed to the board.

A. B. 262. WITTER.

Amends § 5, Act 1489, relative to Colorado River Commission of California, by extending duration of existence of this commission from September 1, 1929, to September 1, 1931.

A. B. 263. WILLIAMS.

Amends § 626, Pen. C., relating to protection of game.

Makes November 1st to November 30th the open season on mountain, desert or valley quail instead of December 1st to 31st; starts the open season on grouse on September 15th instead of September 16th; imposes a closed season on sage hens until August 31, 1931.

A. B. 264. WILLIAMS.

Amends § 1 of act approved May 19, 1915 (Stats. 1915 p. 635), declaring to be a state highway the toll road known as Big Oak Flat and Yosemite road.

Bill changes the routing of this road, authorizing state department of public works to select the most practicable route along the line indicated in the bill. Present law defines this route as beginning near the former location of Jack Pell's sawmill in Tuolumne County, extending in an easterly direction through part of Mariposa County at Hamilton Station; thence again into Tuolumne County past the Hearidin Ranch, Crocker Station, Crane Flat and Gin Flat, to the boundary line of the original Yosemite grant near Cascade Creek, about 32 miles in length.

A. B. 265. WILLIAMS.

New act, authorizing state to acquire rights of way and to construct and maintain highway from a point on Mother Lode highway at Sonora along the Mother Lode through Coulterville and to Mariposa.

A. B. 266. WILLIAMS.

Amends § 626i, Pen. C., by decreasing from two to one, number of deer which may be taken by any one person during any one open season. As a corollary thereto the bill omits the proviso of the present law which imposes a limit of one deer in district 1 $\frac{3}{4}$ .

A. B. 267. WILLIAMS.

Amends § 4085 $\frac{1}{2}$ , Pol. C., relating to use of innavigable streams as public highway for fishing.

Present law provides that if owner of land along the stream refuses to grant access thereto, the county, through its board of supervisors, may purchase such right of access. Bill substitutes the state for the county in such a case.

A. B. 268. WILLIAMS.

Amends § 4312, Pol. C., re county offices at county seat.

Adding "tax collectors, assessors, district attorneys, superintendents of schools, and horticultural commissioners," to the enumeration of county officers who must have their offices at the county seat, in the court house, hall of records, jail or other buildings provided by the county.

A. B. 269. WILLIAMS.

Amends § 4307, Pol. C., re county charges.

Adds to the list of county officers now enumerated who may be allowed traveling expenses attending the annual conventions of their respective associations, "other county officers who are now, or may hereafter be permitted by law to attend conventions of their respective associations."

Removes the present limitation which declares that in no case shall such expense for any one of such officers exceed the sum of \$50 in any one year.

A. B. 270. WILLIAMS.

Amends § 637a, Pen. C., by providing that the magpie is not included among the birds protected by the provisions of such section.

A. B. 271. WILLIAMS.

Amends § 4275, Pol. C., County Government Act, 46th class, Tuolumne county.

Increases salary of recorder from \$3000 to \$3600; salary of stenographer to tax collector from \$5 per day with maximum of \$600 per year to salary of \$1500 per year. Under provisions of subdivision 17 of present law phonographic reporter receives compensation and fees as prescribed by other provisions of law. The bill effects a change in this respect by according the reporter a salary of \$125 per month for taking notes in criminal cases in the superior court before the grand jury, for preliminary examination and for coroner's inquest and for transcribing notes in justice's court upon preliminary examination; the reporter to receive fees in other cases as prescribed by other provisions of law; the bill in addition stating that the reporter shall be allowed his actual traveling expenses when reporting outside of the county seat.

A. B. 272. WILLIAMS.

Amends § 632, Pen. C., relating to protection of fish.

Changes open season for all varieties of trout and whitefish in fish and game district 4½ (Inyo and Mono counties) from May 30 to October 31, to May 1 to October 31.

Changes open season on golden trout in all districts from July 1 to September 30, to May 1 to October 31.

A. B. 273. WILLIAMSON.

Amends § 4282, Pol. C., relating to salaries of officers in counties of 53d class, Mariposa.



County clerk shall appoint such deputy clerks as necessary for registering of voters, in any year when a new register of voters is required by law. Each deputy shall receive 15 cents for each elector registered by him whose name appears in the great register at the November election.

Auditor shall appoint one deputy auditor at salary of \$1200.

Grand jurors and jurors of the superior court in civil and criminal cases shall receive for each mile actually traveled in going only, 30 cents per mile instead of 20 cents as heretofore.

A. B. 274. MORGAN.

Amends § 1415, C. C. P., relating to powers and duties of special administrators.

Adds provision that where proceeding to contest will prior to probate is instituted, after appointment of special administrator, court may make order, which shall not be appealable, giving special administrator powers, duties and obligations of a general administrator, and may require such additional bond as it deems necessary.

A. B. 275. INGELS.

Amends § 628, Pen. C., relating to fish and game.

In fish and game district 2½ reduces from seven to five inches the breadth of male crab which may be caught, purchased or sold.

A. B. 276. INGELS.

Amends § 276, Pen. C.

Adds fish and game district 7 to those in which the use of diving apparatus is prohibited in catching the abalone and to those in which the bag limit is fixed at ten abalones per day or twenty per week.

A. B. 277. INGELS.

Amends § 632, Pen. C.

Subdivision (c) Changes dates of open season for steelhead trout in Russian and Napa rivers in fish and game district 2, from between November 1 and February 28 of following year to between October 1 and April 30 of following year. Includes district 2½ in provisions of subdivision. Omits districts 3 and 15 from provisions relating to fishing in tide waters.

A. B. 278. INGELS.

Amends § 634, Pen. C.

Changes closed season for salmon in fish and game districts 2 and 2½ from between November 1 and July 31 to between May 1 and

September 30. Changes dates between which it is illegal to take more than two salmon per day in said districts from between August 1 and October 31 to between October 1 and April 30.

A. B. 279. INGELS.

Adds § 4257½, Pol. C.

Provides that all county offices in the court house shall be kept open for transaction of business from 9 a.m. to 12 noon and from 1 p.m. to 5 p.m. except Sundays and holidays. Defines "transaction of business."

A. B. 280. REINDOLLAR.

Adds § 4041s, Pol. C.

Empowers boards of supervisors to acquire, maintain and operate air ports within their respective counties.

A. B. 281. REINDOLLAR.

Amends § 1 of Act 2612, re Tamalpais forest fire district.

Skeleton Bill.

A. B. 282. REINDOLLAR.

Amends § 1, Act 7104, re sanitary district No. 1, Marin County.

Skeleton Bill.

A. B. 283. HARPER

Grants to regents of University of California for use in connection with Scripps Institute at La Jolla, certain land described in bill, bordering on Pacific Ocean, in San Diego County. Prohibits trespassing on such lands, or interfering with exclusive possession or use thereof by the regents, but does not affect rights of fishery and navigation of people.

A. B. 284. HARPER.

Prohibits taking of any invertebrate or specimen of marine plant life in certain described portions of fish and game district 19. All fines collected to be paid into fish and game preservation fund.

Permits taking by university or its licensee, for scientific purposes.

A. B. 285. OLIVA.

Amends § 4, Act 3189, S. F. harbor bond act of 1909.

Provides that costs of publication of notice of sale of bonds issued under the act shall be paid out of the "San Francisco Harbor Improvement Fund" in the same manner as other claims against said fund are paid, instead of out of said fund on controller's warrants drawn for that purpose.

Provides that claims on "India Basin Fund" shall be presented to state controller for payment in same manner as claims are presented and paid out of "San Francisco Harbor Improvement Fund" instead of providing that drafts and warrants on said fund shall be drawn upon and paid out of said fund in same manner as drafts and warrants are drawn upon and paid out of "San Francisco Harbor Improvement Fund."

A. B. 286. OLIVA.

Amends § 4, Act 3193, S. F. harbor bond act of 1913.

Provides that cost of publication of notices of sale of bonds issued under the act shall be paid out of the "San Francisco Harbor Improvement Fund" in same manner as other claims against the fund are paid instead of out of said fund on controller's warrants duly drawn.

Provides that claims against the "Third San Francisco Seawall Fund" shall be presented to and paid by state controller in same manner as claims against the "San Francisco Harbor Improvement Fund" are paid, instead of providing that drafts and warrants upon the fund shall be drawn upon and paid out of the fund in same manner as drafts and warrants are drawn upon and paid out of "San Francisco Harbor Improvement Fund."

A. B. 287. OLIVA.

Amends § 2528 and repeals §§ 2529, 2530, 2533 and 2535, Pol. C.

§ 2528 amended to provide that all moneys coming to state board of harbor commissioners shall be paid into San Francisco Harbor Improvement Fund. Existing section excepts from payment into said fund money necessary for salaries, office expenses, dredging, piles, pile driving, preservation of piles and timbers, cleaning wharves, legal and other incidental expenses and \$10,000 per month for urgent repairs on waterfront and streets bounding thereon.

§ 2529. Repealed. Provides that commissioners must take vouchers for all money expended by them under code. Provides manner of paying out of Harbor Improvement Fund.

§ 2530. Repealed. Provides for reports to state controller by state treasurer and secretary of commissioners of moneys paid to state treasurer.

§ 2533. Repealed. Requires state treasurer to keep all moneys remitted to him by board of harbor commissioners to credit of San Francisco Harbor Improvement Fund.

§ 2535. Repealed. Provides for keeping and accounting of fund by state treasurer.

A. B. 288. GILMORE.

Adds § 2016, C. C., re employees' uniforms.

Provides that where an employee is required to wear a uniform and the employment is permanent and the cost of the uniform does not exceed three days' wages, the employer is not liable for the cost of the uniform. Otherwise the employer is liable.

A. B. 289. BYRNE.

Amends § 7 of Act 5238, re municipal courts.

In cities of first and one-half class salary of judges of municipal court increased from \$6,000 to \$7,500. Adds a referee to be appointed by judges; to receive \$300 per month.

Omits any reference to subordinates now appointed by the clerk and marshal. Omits reference to expenses of marshals. (See A. B. 969.)

A. B. 290. BYRNE.

New General Law.

Prohibits carriers operating more than four trains per day to run any freight train of over 74 cars. On grades of from one to one and one-half per cent and more than a half mile in length, trains are restricted to 61 cars. On grades over one and one-half per cent and over a half mile in length, trains are restricted to 56 cars.

A. B. 291. BYRNE.

Adds § 368*b*, Pen. C.

Prohibits running of light engine more than three miles from starting point with less than one engineer, one fireman and one flagman, who shall be either an engineer or conductor.

A. B. 292. BYRNE.

Adds § 831*i*, C. C. P., re municipal courts.

Provides for entering of records of civil judgments, of municipal courts, by clerk of court within time specified in §§ 585 and 664 of the code in minute book of the court.

§§ 668, 671, 672 and 673 of the code declared not to apply to procedure in municipal courts. Satisfaction of judgment may be entered in register of action as provided in § 675 of the code.

A. B. 293. WEST.

Adds §§ 686, 687, 688, 689 and 690 to Pol. C.; amends §§ 662 and 675 thereof and repeals Act 7928, re state department of finance.

§ 686 provides that director of finance shall appoint and fix the salary of a superintendent of accounts and such accountants as may be necessary.



§ 687 allows state agencies with approval of director of finance to make exhibits at fairs.

§ 688 regulates procedure for claims against the state on contract or for negligence, and suits thereon. Supersedes Act 7928, which is repealed.

§ 689 allows department of finance to charge self-supporting state agencies rent for space occupied in a state-owned building.

§ 690 vests all powers duties, purposes, responsibilities and jurisdiction of surveyor general, register of state land office, state land office and the officers, deputies and employees thereof in the department of finance.

§ 675 authorizes director of finance: to hire or lease real or personal property for not more than 5 years on request of state agency; to acquire real property in name of state when such acquisition is contemplated by law (provision for such being taken from § 662); to convey title to real property in name of state when contemplated by law; to render advisory, investigational or similar powers to any political subdivision of the state, including districts, on terms approved by the director; to institute condemnation proceedings in name of state for land authorized by law to be acquired.

#### A. B. 294. WEST.

New act. Creates department of agriculture fund, to consist of moneys collected under acts specified in schedule annexed to bill.

Fund is to be held subject to use of director in carrying out provisions of said several acts, but amount spent in enforcing provisions of any one such act shall not exceed amount collected thereunder.

Five per cent of receipts under state fish exchange act, payable into general fund. Allows \$27,500 to be left available for carrying out provisions of California Terminal Weighing Act, to be repaid the general fund out of future receipts under said act. Allows withdrawal from department of agriculture fund of \$25,000, with approval of director of finance, for use as revolving fund.

#### A. B. 295. WEST.

New act. Prohibits use of benzol in manufacture and application of paint. Violation, a misdemeanor.

#### A. B. 296. KLINE.

Adds § 3897a to Pol. C., re tax deeded lands.

Foreclosure of right of redemption in tax deeded land provided. Applicable whenever state officer, duly authorized therefor, certifies that the land is suitable for public purposes and deposits with state controller funds to cover delinquent taxes, interest, penalties and certain costs.

(See A. B. 940.)

A. B. 297. KLINE.

Amends § 4244, Pol. C., County Government Bill. Counties of fifteenth class, Riverside.

Skeleton bill.

A. B. 298. KLINE.

Amends § 19.015, Act 3966, juvenile court law, re salaries of probation officers, Riverside County. Apparently no change effected in the law.

A. B. 299. KLINE.

Amends § 4300½, Pol. C. Allows fees and mileage to jurors sitting in justice court in criminal cases, on same basis as in civil cases.

A. B. 300. KLINE.

New general law.

Declares a certain described road in Riverside County extending from Blythe, Riverside County, to Colorado River as a state highway. Department of public works is given power to improve road and change route.

A. B. 301. LEYMEL.

New act, permitting officers and employees of state or political subdivisions, including irrigation and similar districts, to attend without deduction of pay, time or efficiency rating, encampments of national guard, or of reserve officers, or of enlisted men in the army, navy, or marine corps reserve.

A. B. 302. WITTER.

Amends § 4246, Pol. C., relating to the salaries and fees of officers in counties of the 17th class (Imperial).

Increases deputy county clerks at \$1,800 per annum from two to three, and eliminates the two deputies at \$1,500.

Decreases "additional deputies" allowed sheriff at \$1,800 from five to four, and provides for a night matron at a salary not to exceed \$1,200.

Eliminates one deputy recorder at \$1,200. Adds provision relating to price per folio for certain types of copying.

Increases salary of chief deputy auditor from \$1,800 to \$2,100 per annum; increases salaries of two deputies from \$1,620 to \$1,800 and from \$1,500 to \$1,800, respectively.

Adds one collection deputy to staff of assessor, at \$200 per month, for not more than seven months of each year.

Increases stenographers allowed district attorney from one to two, and at \$1,500, instead of \$1,200.

Allows superintendent of schools necessary traveling expenses, not to exceed \$10 per district per annum.

Increases salary of clerical help of justices of peace at county seat from \$50 to \$75 per month.

Distinguishes between the "two deputies" allowed health officer, calling one "dairy inspector," at \$150 per month, and allowing him transportation, and the other deputy at \$150 per month without expenses.

Eliminates provision that live stock inspector must devote entire time to his office. Decreases number of deputy inspectors from three to one.

#### A. B. 303. SPALDING.

Amends § 626*m*, Pen. C., re protection of fish and game.

Bill adds words which include fish and game districts 1 $\frac{3}{4}$ , 2 $\frac{1}{2}$  and 4 $\frac{3}{4}$  among those districts in each of which it is a misdemeanor to take fish between one-half hour after sunset and one hour before sunrise.

#### A. B. 304. FISHER.

§§ 7, 8, 9, 12, 15 and 16 of the general dairy law of California, Act 1945, amended.

§ 7. "Pasteurized cheese" is defined to be product made by mixing one or more lots of cheese of same variety into a homogeneous mass. "Pasteurized-blended cheese" is product made by mixing two or more lots of cheese into a homogeneous mass. Further defines "emulsified cheese" and "process cheese" as product made by mixing one or more lots of cheese of same or different varieties into a homogeneous mass, with or without the addition of water and with the adding of emulsifying agent not to exceed 3%. Also limits for fat and moisture, labeling and advertising of pasteurized cheese as prescribed by act.

§ 8. Ice milk shall not contain less than 2.4% of milk fat. Ice milk when sold not to contain more than 150,000 bacteria per gram; same to conform with requirements of Director of Agriculture.

Ingredients to be used in manufacture of ice cream and/or ice milk pasteurized in accordance with regulations of director of agriculture. Labeling of containers and advertising same to be in accordance with provisions of act which are specified in detail.

§ 9. Skim milk, milk from which part of milk fat has been removed, which contains less than 3% milk fat and not less than 8.8% milk solids "not fat."

§ 12. "Imitation milk" defined as compound made in imitation or having appearance of milk, which contains any edible oil or fat other than milk fat. Chocolate when used in combination with milk and

sweetened not to be deemed imitation milk. Further defines "imitation ice cream" and "imitation ice milk" and states that same are under regulation of director of agriculture.

§ 15. States how milk and/or derivatives that are to be used in manufacture of milk products, and cream, may be pasteurized.

§ 16 prescribes same license fee to manufacture "imitation ice cream" and "imitation ice milk" as now required in case of ice cream, ice milk, etc.

#### A. B. 305. EMMETT.

Amends § 4252, Pol. C., re salaries and fees of officers in counties of the 23rd class, Ventura.

Increases salary of one deputy county clerk from \$2,400 to \$2,700, another from \$1,500 to \$1,680, and adds a deputy at \$1,200. Increases sum to be spent for assistants when election is held from \$500 to \$750.

Increases salary of sheriff from \$4,500 to \$5,000 per annum, and that of one deputy from \$3,000 to \$3,300. Adds a deputy at \$3,000. Increases number of deputies at \$2,400 from five to seven. Eliminates a deputy at \$1,800 and adds a deputy for clerical duties at \$1,500.

Increases salary of recorder from \$3,000 to \$4,000 and provides that in event office of recorder is consolidated with that of auditor, the holder thereof shall receive \$4,800 per annum.

Salary of chief deputy recorder increased from \$1,800 to \$2,100, that of another deputy from \$1,620 to \$1,800. Adds two deputies at \$1,500 and \$1,200, respectively. Eliminates provision allowing recorder 7 copyists at \$1,200 each, and allows him as many copyists as needed at six cents per folio.

Increases salary of auditor from \$1,800 to \$3,500. Decreases salary of chief deputy from \$3,000 to \$2,100. Provides that in event office is consolidated with that of recorder, the auditor shall receive nothing, and chief deputy shall receive \$3,000. Increases salary of deputy from \$1,620 to \$1,800. Adds two deputies at \$1,500, and increases amount for additional clerical assistance from \$500 to \$700.

Increases salary of deputy tax collector from \$1,800 to \$2,400, and allows \$2,500 for additional assistance, instead of \$1,200.

Adds one field deputy to staff of assessor at \$2,400. Provides that all fees formerly retained by assessor shall be paid to county. Increases the aggregate amount that may be spent for additional field deputies from \$6,000 to \$8,000.

Allows treasurer \$500 per annum for clerical assistance.

Increases salary of district attorney from \$4,000 to \$4,800. Salary of chief deputy increased from \$3,000 to \$3,300; that of another deputy from \$2,700 to \$2,880. Reference to "law clerk" eliminated, and



deputy filling this position gets \$2,700. Salary of stenographer increased from \$1,500 to \$2,100. Adds two stenographers at \$1,620 and \$1,500.

Salary of superintendent increased from \$3,300 to \$4,000.

Salary of justice of the peace in townships of 10,000 or more increased from \$175 to \$225.

Adds another clerk for justice of township where county seat is located, one to receive \$1,500, the other \$1,200.

Increases salary of each member of board of supervisors from \$1,200 to \$2,400.

A. B. 306. EMMETT.

Amends § 19x23, Act 3966, juvenile court law, re salaries of probation officers in counties of 23rd class, Ventura.

Increases salary of probation officer from \$200 to \$250 per month; provides two new assistant probation officers at salaries of \$1,600 and \$1,500.

A. B. 307. EMMETT.

Amends § 2322x23, Pol. C., re salaries of horticultural commissioner, his deputies and inspectors in counties of 23rd class, Ventura.

Makes deputy horticultural commissioner a chief deputy and increases salary from \$2,700 to \$3,000. One new deputy at \$2,700.

Six inspectors instead of four, at \$1,920 each instead of \$1,800.

Increases four other inspectors, now authorized, from \$1,560 to \$1,680, each.

Increases two other deputies, now authorized, from \$1,320 to \$1,500, each.

Authorizes one mechanic at \$140 per month; four rodent control supervisors at \$125 per month; six such supervisors at \$5 per day while employed; aggregate for mechanic and supervisors not to exceed \$12,360 per annum.

Increases salary of clerk from \$1,500 to \$1,680, and authorizes additional clerk at \$1,320.

A. B. 308. SEWELL.

Revises act 3276a, Acquisition and Improvement act of 1925.

Bill would confine the act to the acquisition and improvement of land for highways and avenues of travel, whereas the act is now available for parks, airports and sewage disposal works besides. Separate proceedings are required (§ 2) for acquisition and improvements. Bill divides the act into three parts.

Part I. Acquisition. Departs from present provisions of the "A. and I act" by reducing maximum length of the bonds from 30 to 20 years; reducing time for which payment of principal may be deferred from five to three years. Increases time for filing protests and makes it proportionate to cost of property proposed to be acquired. Provides (§ 8) that a protest by the owners of 50 per cent of the tentative assessment would bar the proposed acquisition for one year unless overruled by unanimous vote of the legislative body, while a 65 per cent protest would constitute an absolute bar for one year.

§ 9 provides that if cost of proposed acquisition, together with other outstanding obligations of the assessment district, is found to exceed one-fifth the total assessed value of the district; all further proceedings are barred.

§ 10 provides for bringing suit in condemnation and levying an assessment to obtain funds for immediate possession.

§ 11 relates to contents of complaint and evidence to be introduced. Also provides for compromising with such owners as agree to accept the estimated value of their property.

Part II. Bonds for Acquisition. § 12 authorizes issuance of serial bonds to represent unpaid assessments, on same plan as set forth in the "improvement bond act of 1915," providing, however, that the bonds are to be sold after advertisement, to the best bidder.

§ 14 provides that treasurer may advance maturity of any bond and pay and cancel same under conditions similar to those provided in "improvement bond act of 1915."

§ 15 provides for sale of a lot in case of delinquency; § 16 authorizes legislative body to provide a revolving fund to meet interest payments; § 17 authorizes division of the installments due in case a lot should be subdivided into separate holdings, and § 18 provides how owners may pay up and release assessments.

§ 19 authorizes the legislative body to employ an engineer and other assistants, if necessary, while § 20 specifies what may be included as incidental expenses.

Part III. Improvement. § 21 provides that proceedings for any improvements made under the act shall be taken under the "improvement act of 1911," also that any bonds issued for such improvement shall be issued in accordance with the provisions of said act.

Requires that a separate assessment shall be made against each lot, instead of an assessment on the ad valorem plan against the whole district. Also provides callable bonds, whereas they are now noncallable under act 3276a.

The improvement provisions, including the bond provisions for unpaid assessments, are all set forth on page 20 of the bill, which adopts therefor, by reference, the provisions of the "improvement act of 1911."

#### A. B. 309. COOMBS.

New act permitting creation of county or city and county boards of mental health, by action of boards of supervisors.

Mental health board when created will consist of county health officers and two qualified physicians appointed by state director of institutions; and members together with a clerk will receive salaries fixed by board of supervisors.

Board will be authorized to inquire into character, family history and "superinducing causes" of the mental sickness or nervous trouble of all persons, either upon request or upon initiative of the board. Whenever board, after investigation decides any person should be committed, it must so certify to appropriate judge of superior court; or board may certify to court that any person be held for "observation in a proper state institution."

Members of board are to be allowed "incidental expenses" upon court order.

#### A. B. 310. STOCKWELL.

Adds §§ 3839-3856, Pol. C., re poll taxes, repealing existing sections of like numbers.

Substantially same as text of existing sections, except that the bill imposes a poll tax of \$10 on every inhabitant of state over 21 and under 60 years who is ineligible to become a qualified elector, except paupers, idiots and insane persons. (The text of the repealed sections purports to levy such a tax on every alien male inhabitant, between such ages, except paupers, idiots and insane persons.)

#### A. B. 311. BERNARD.

New act, supplementing school code bill (S. B. 22), relative to annexation to high school districts, of elementary districts not in high school districts.

Law provided for annexation, not later than August 31, 1921, of such elementary districts to high school districts.

Amendment provides that each year the board of supervisors shall so annex such districts, if any such there be.

**A. B. 312. BERNARD.**

New act, supplementing school code bill (S. B. 22), relating to elections of trustees in union or joint union high school districts.

§ 2.1058. Deletes requirement that polling place be at school house.

§ 2.1061. Permits high school board to meet as early as the fourth day after the election, for purpose of canvassing returns.

**A. B. 313. WOOLWINE AND LITTLE.**

Quitclaims to University of California the properties heretofore transferred to the jurisdiction of the regents by the act of 1919 (Stats. 1919, p. 820) turning over to the regents the Los Angeles State Normal School.

Bill frees and discharges said properties from the limitations, conditions and reservations specified in the act of 1919, among such being the requirement that the regents maintain on the site of the Los Angeles State Normal School a branch of the university, giving certain prescribed courses thereat, as more particularly stated in § 3 of said act of 1919.

Bill also gives regents authority to hold, sell, lease or otherwise deal with or dispose of said property. Proceeds of such disposition to be applied in the due execution of the trust of the regents for university purposes within the county of Los Angeles.

**A. B. 314. QUIGLEY.**

New act. Requires painting of white line along center of state highway in counties where fog is prevalent; where a fork in main highway, white arrows must be painted in center of main highway.

**A. B. 315. HEISINGER.**

New act, supplementing school code bill (S. B. 22), relating to employment of persons for positions requiring certification qualifications.

Deletes reference to permanent tenure in provision which declares that teacher who fails to signify his acceptance within 20 days after notice of employment, is deemed to have declined the same, apparently making such presumption applicable to all appointees.

**A. B. 316. WILLIAMSON (by request).**

Grants to San Francisco, Channel Street S. W. from N. E. line of Seventh Street, giving city authority to improve or otherwise deal with said portion of said street, including right to grant adjoining property owners such portion of street as supervisors deem advisable, and to declare remaining portion a public street and improve same.



A. B. 317. LUTTRELL.

Amends § 1360, Pol. C., reducing from 14 to 10 days after date of election the time within which ballots cast by absent voters are to be received by county or city clerk.

A. B. 318. LUTTRELL.

Amends § 1361, Pol. C., re absent voters.

Reduces from 15 to 11 days after date of election as the time within which county clerk or registrar of voters shall deliver to supervisors or election commissioners ballots received from absent voters, and from the 16th to the 12th day the time within which the supervisors or election commissioners shall canvass the returns.

A. B. 319. JONES.

Adds §§ 537f, 537g, 537h to Pen. C.

A misdemeanor, by deceit with intent to defraud, to obtain credit from or possession of a motor vehicle from person engaged in business of letting motor vehicle for hire; or to wilfully abandon such vehicle or leave same at place other than that from which obtained, or keep it for longer period, or take it a greater distance than contracted for, or to permit another person to operate it without knowledge or consent of owner, or to allow lien to be placed against it, without paying therefor, or to maliciously cut, scratch or deface such vehicle, or to remove parts or accessories, or to alter or tamper with gauge, meter, or other appliance thereof.

A. B. 320. SCUDDER.

Amends § 634, Pen. C., relating to protection of salmon.

Changes will be found in subdivisions 6 and 17.

In subd. 6, bill eliminates first two paragraphs of the existing law relative to protection of salmon in tidewaters of Klamath Fish and Game District. Last paragraph of the present subd. 6 appears lines 23 to 35 of page 3 of the bill without change except that in line 24, said page the words "except in tidewater of said district" are eliminated.

Subd. 17 is new, making it unlawful in any manner to take more than two salmon per day in any fish and game district, until July 1, 1931.

A. B. 321. WILLIAMS.

New act. Provides that all certificates of purchase issued on or after January 1, 1920, on public lands offered for sale by the state, shall be of full force and effect until 50 days after this act takes effect, provided said lands have not been disposed of subsequent to date of such certificates.

Legal holders of certificates must pay within such time limit the purchase price, assessments, taxes, and penalties due on land described in certificate, provided such lands are open to entry and sale at time this act becomes effective.

A. B. 322. DEUEL.

Adds § 1778a, C. C. P., authorizing guardian, when it appears to him that same is for the benefit of ward, to sell personal property of estate, or part thereof, and invest proceeds in productive stock or bonds, or in improvement or security of ward's real property. Public or private sale, as guardian may determine, but is subject to confirmation by court except in sale of stocks or bonds when court has theretofore, by its order, authorized such sale and transfer.

A. B. 323. DEUEL.

Amends § 1766, C. C. P., relative to judicial determination of restoration to capacity of an insane or incompetent person.

Present law authorizes relative or friend of ward to apply to superior court to have fact of restoration judicially determined. Bill permits secretary of state department of institutions to file such petitions in cases in which he has been appointed guardian.

A. B. 324. JONES.

Appropriates \$2,000 to meet deficiency in appropriation for mileage of members of Assembly for 80th and 81st fiscal years.

Enrolled. Approved. Stats. 1929, chapter 9.

A. B. 325. REINDOLLAR.

New act, creating game refuge for protection of quail in Marin County, making it a misdemeanor at any time to hunt quail within said refuge.

A. B. 326. REINDOLLAR.

Amends § 634, Pen. C., relating to protection of fish and game.

Fixes limit on number of salmon that may be speared in district No. 2, at one for each calendar day.

A. B. 327. LEYMEL.

New act, provides for payment by state to the several counties, of all moneys received under the provisions of the "federal water power act."

A. B. 328. GILMORE.

Adds § 1279a, Pen. C., relating to professional bondsmen.

Provides "no person, firm or corporation shall engage in the business of giving bonds in criminal cases without being duly licensed by insurance commissioner of state." Also provides compensation for

bond shall not be greater than 3 per cent. Makes party violating act guilty of misdemeanor; in addition shall be liable to treble damages. Provides for examination, qualification, regulation and licensing of bondsmen.

A. B. 329. YOUNG.

Act amends §§ 1, 2, 3, and 5, of fish and game license act of 1927, act 2883a.

Requires a fishing license to take abalone, crabs or pismo clams for purposes other than profit.

A. B. 330. WITTER.

Act amends § 19a17 of act 3966, juvenile court law, re probation officers, Imperial County.

Increases salary of the probation officer from \$150 to \$200 per month, and provides for transportation of probation officer and for an assistant.

A. B. 331. PARKMAN.

Adds § 24½ to fire district act of 1881, Act 2593.

Annexation of territory contiguous to such a district, provided, upon petition to and hearing by the district board of fire commissioners.

A. B. 332. DeYOE.

New act. Empowers county of San Benito to transfer certain lands, near or adjacent to Pinnacles national monument, to the government of the United States.

A. B. 333. DeYOE.

Amends § 4253, Pol. C., relating to salaries of county officers of counties of the twenty-fourth class, Monterey.

Increases salary of third deputy in the sheriff's office from \$1,800 to \$2,100. Sheriff may employ an additional deputy to be known as a clerk and jailer at a salary of \$1,800.

Increases salary of county auditor from \$2,400 to \$3,000.

Provides that in event the offices of treasurer and tax collector are consolidated, the holder of consolidated office shall receive salary of \$3,600 and may employ one chief deputy at a salary of \$1,500.

Salary of additional deputies to serve for a period of five months and three months, respectively, during each year, increase from \$100 to \$125 per month.

Tax collector shall receive no salary in the event that said office is consolidated with that of treasurer.

Increases salary of first deputy in assessor's office from \$2,100 to \$2,400; the second deputy, from \$1,800 to \$2,100; the salary of four field deputies serving not in excess of three months a year shall be \$200 per month.

Allows assessor to employ three additional field deputies for a period not to exceed two months each year at a salary of \$200 per month and limits aggregate expenditure for such services to \$5,000.

Increases actual and necessary traveling expenses allowed auditor for field work from \$600 to \$1,500 per year.

Increases salary of district attorney from \$2,400 to \$3,600; salary of second deputy, \$1,500 to \$1,800. District attorney is allowed one additional deputy at a salary of \$1,800, to serve as reporter in coroner's inquests and to take depositions and statements.

Increases salary of superintendent of schools from \$2,700 to \$3,000.

Salaries of justices of peace are changed as follows: In townships having population of more than 10,000, increased from \$150 to \$200 per month. In townships having population of more than 5000 and under 10,000, salary of \$150 per month.

#### A. B. 334. SEAWELL.

Amends § 4268, Pol. C. Salaries of officers in counties of the thirty-ninth class, Nevada County.

Allows appointment of a deputy treasurer at salary of \$1,320.

Allows district attorney a clerk at a salary of \$600.

Increases salary of justices of peace in townships of the third class, \$600 to \$1,200.

#### A. B. 335. ADAMS.

Amends § 128, C. C., relating to residence of the plaintiff, defendant and cross-complainant in actions for divorce.

Provides that actions for divorce may be brought in the county where plaintiff resides or in the county where the defendant resides and that cross-complainant in an action for divorce need not be a resident of the state or county in which said action is brought.

#### A. B. 336. LUTTRELL.

Act amends § 626, repeals § 626*da*, Pen. C., re protection of game.

Changes open season on mountain, desert or valley quail from (October 15th to February 1st) to (November 30th to January 1st), and provides open season on mountain, desert and valley quail, in fish and game districts 1 $\frac{3}{4}$  and 4 $\frac{1}{2}$  shall be from October 31st to December 1st.



Deletes provisions in section re protection and seasons on duck, goose, brandt, mudhen, gallinule, Wilson snipe, rail, woodduck, wild pigeon or any shore birds, sandhill crane, whooping crane or little brown crane.

Provides closed season on cottontail or brush rabbit from September 1st to October 1st in fish and game district 4 $\frac{3}{4}$ .

Deletes provision for open season on sagehen and provides that season shall be closed at all times.

Provides that a bona fide employee of the owner or tenant of property, when authorized in writing, may kill cottontail and brush rabbit at any time in the year.

Prohibits sale or shipment of meat, and defines bona fide employee as one who has been actually employed for more than 30 days.

Repeals § 626*da*, providing for a continuous open season on cottontail and brush rabbits in fish and game district 4 $\frac{3}{4}$ .

#### A. B. 337. SPALDING.

Amends § 637 $\frac{1}{2}$ , Pen. C., re protection of fish and game.

Adds crow and black-barred magpie to list of predatory animals.

#### A. B. 338. FISHER.

Act amends § 19*ll* of Juvenile Court Law, Act 3966, re probation officer in counties of the twentieth class, Humboldt.

Provides for one assistant probation officer, who shall be a woman; \$150 per month.

#### A. B. 339. FISHER.

Amends § 2322*20*, Pol. C., relating to horticultural commissioner in Humboldt County.

Fixes at \$1,680 per year aggregate amount which may be expended for inspector. Allows one stenographer, \$900 per year.

#### A. B. 340. FISHER.

Amends § 4249, Pol. C., relating to salaries of officers, Humboldt County.

Allows additional deputy for county clerk at a salary of \$100 per month, omits the provision for extra help in years during which there is a primary election.

Directs auditor to collect all rentals and franchises due the county and provides that auditor may employ such additional assistants as necessary to perform the new duties imposed upon him and limits the compensation thereof to a sum not to exceed \$600 per annum.

Allowance to tax collector for payment of additional help increased from \$300 to \$600.

Increases salary of assistant deputy of assessor from \$1,500 to \$1,800. Allowance for compensation of extra help is increased from \$9,000 to \$14,000.

Increases salary of district attorney from \$4,200 to \$4,800, and of his deputy from \$1,800 to \$2,400.

Increases salary of county detective from \$2,100 to \$2,400.

District attorney allowed \$2,100 per annum to be used for extra clerical and stenographic help, as the same may be needed.

Deletes provision for county engineer.

A. B. 341. DILLINGER.

Amends § 2 of Act 2699, relating to acceptance of lands by state board of forestry.

Provides that the state board of forestry may receive gifts or donations of lands without submitting title for approval of attorney general and may receive lands subject to any restrictions imposed upon the use thereof of the grantor and approved by board.

A. B. 342. DILLINGER.

New act. Transfers and sets over Zion Mountain in Amador County from the jurisdiction of surveyor general to department of natural resources and provides for the use thereof.

A. B. 343. INGELS and DILLINGER.

Transfers and sets over Iron Mountain in Mendocino County, from jurisdiction of surveyor general to the department of natural resources and provides for the use thereof.

A. B. 344. HAWES and WILLIAMSON.

Amends § 832, C. C., relating to lateral and adjacent support and establishing standard depths for foundations.

Provides for standard depth of foundations of twelve feet. Provides that any person making an excavation beyond twelve feet shall pay all costs of support or additional foundations incurred by adjacent land owner.

A. B. 345. REINDOLLAR.

Amends § 4014, Pol. C., relating to township officers.

Provides for one or two constables, as the board of supervisors may elect, in a township.

A. B. 346. SCOFIELD.

Adds § 69b to Civil Code.

Provides for the filing of a health certificate before marriage licenses may be issued.

A certificate of a physician or a sworn statement from the applicants for the marriage license must be filed before the county clerk can issue the license.

A. B. 347. SCOFIELD.

New act, relating to inspection of air pressure tanks by industrial accident commission.

See digest S. B. 144, an identical measure.

A. B. 348. BYRNE.

Amends §§ 2168 and 2174, Pol. C., relating to mentally sick persons.

Provides that every sheriff must have on his staff two qualified deputies, one male and one female, to care for mentally sick persons.

Also amends above sections by omitting the words "insane," "arrest," and "insanity" and inserting in their places the words "mentally sick," "taken in charge," and "mental sickness."

A. B. 349. HOFFMAN (by request).

Amends § 2009, C. C. P., relating to the use of affidavits.

Act provides that affidavits may be used in all instances in which they were heretofore permitted except in contested probate proceedings.

A. B. 350. DILLINGER.

Appropriates \$59 to pay claim of John R. Huberty against the state.

A. B. 351. CRAIG.

The sum of \$3,000,000 is appropriated to be used in furtherance of objects and purposes of Orange County flood control act.

A. B. 352. WOOLWINE.

Amends § 461, Pen. C., relating to punishment for burglary.

Provides that where burglary of first degree is committed by person armed with firearms punishment shall be same as punishment for first degree murder as provided in § 190 of said code.

A. B. 353. WOOLWINE.

Amends § 213, Pen. C., relating to penalty for robbery.

Where robbery is perpetrated by torture or person who is armed with firearm, punishment shall be same as punishment for first degree murder as provided for in § 190, Pen. C.

A. B. 354. COLLIER.

Amends § 226, C. C., relating to proceedings on adoption.

If parents of child to be adopted, or either parent are not residents of State of California, consent required for adoption may be signed by parent or parents residing out of state, before person authorized by law to certify acknowledgments.

A. B. 355. COLLIER.

Amends § 631, C. C. P., relating to waiver of trial by jury.

Provides trial by jury may be waived by several parties to an issue of fact in actions arising on contract, or for recovery of real or personal property, with or without damages, by failing, five days prior to date of trial, to deposit with clerk jury fees for first day of trial and mileage, and thereafter by failing, at beginning of each days' session, to deposit with clerk, jury fees and mileage, if any, for such day.

A. B. 356. MORRISON.

Revises Act 2895, relating to control and handling of fishery products for purpose of preventing deterioration or waste.

Provides no person shall use any fish, except fish offal and spoiled or broken fish unfit for canning or packing, in a reduction plant. All fish so used to be inspected and approved by inspectors of fish and game commission.

A. B. 357. PATTERSON.

Amends § 1608, Pol. C., relating to powers and duties of boards of school trustees and city boards of education.

Such boards authorized to insure against liability of school district and personal liability of boards of school trustees, for damage to persons or property resulting from use and operation of vehicles; and for injuries to or death of any person or persons resulting from operation or maintenance of school property and appurtenances.

A. B. 358. WRIGHT.

New act providing for organization and government of water conservation districts.

Provisions for formation upon petition of land owners, hearing by board of supervisors and vote of qualified electors of proposed district, and for selection of district board of directors, assessor, and secretary-treasurer to serve in case district is formed, are set forth in §§ 1 to 15 of the bill. Directors may be selected according to division.



General powers and duties of district are stated in § 27 of bill, including that of conserving and storing water by spreading and sinking the same and building, constructing, or acquiring necessary spreading basins, sinking wells and sinking basins therefor, and of establishing a metering system on all wells, pumps and aqueduct systems within the district by which water is taken from any stream, underground or surface river, including natural subterranean supply of water therefrom.

District authorized to derive revenues by levying and collecting annual charges or assessments based upon quantity of water pumped or diverted by water users within the district (§ § 31-35).

District board may also call special election and submit thereat question whether or not special assessment shall be levied and collected for district purposes (§ 43).

Change of district boundaries provided for in § § 51 to 55. Procedure for dissolution set forth in § 56.

**A. B. 359. SNYDER.**

New act, declaring public highway extending from Boulder Creek to Saratoga state road, to be a state highway. Department of public works to acquire for state, rights of way, roads, culverts, bridges, machinery necessary for construction and improvement of highway.

**A. B. 360. COLLIER.**

Appropriates \$400 to pay claim of W. J. Brown.

**A. B. 361. STOCKWELL.**

Amends § 3, Act 8199, Street Improvement Act of 1911, relating to publication of notice and time for protest.

Provides resolution of intention to do proposed work or improvement shall contain notice of day, hour and place when and where any persons having objection to such work may appear and show cause why improvement should not be carried out; said day shall not be less than fifteen nor more than sixty days from date of passage of resolution. (This is a change from forty days from date of passage.) If number of parcels of property, within assessment district, exceed 200 said time shall be not less than thirty days.

Provides for publication of resolution of intention. First publication shall be within one week after adoption of resolution and last publication shall be one week and not more than two weeks before date set for hearing.

**A. B. 362. STOCKWELL.**

Amends § 6, Act 8199, Street Improvement Act of 1911, relating to denying protests.

Provides when protest is against proposed work and cost is to be assessed upon property fronting on proposed work when protest is made by owners of majority of property fronting on proposed work or when cost is to be assessed upon the property within district and protest is made by owners of more than one-half of area of property assessed, no further proceedings shall be taken for period of six months from date of decision of city council or said hearing; unless protests be denied by a unanimous vote of all members of the council.

Under the present law protest must be overruled by an affirmative vote of four-fifths of members of city council.

Omits provision defining words "proposed work" and that council may adjourn from time to time.

#### A. B. 363. STOCKWELL.

Amends §§ 4, 10, 11, 12, 13 and 14 and repeals §§ 15, 16, 17, 18 and 19, Act 855 Street Opening Bond Act of 1911, relating to default, delinquency and foreclosure of bonds.

Six months after default has been made in payment of principal or interest, holder of bond may bring action to foreclose. Substituted for present provision that should default be made, holder of bond may bring action to foreclose.

Provides whenever default either of principal or interest is made, holder of bond may after six months without demand or any time after default when demand has been made in writing and served upon all parties interested, sixty days before commencement of action, foreclose the bond. Substituted for provision that holder of bond demands in writing that city treasurer advertise or sell said lot or parcel of land and bond shall become due and payable.

Makes it duty of city treasurer to furnish city tax collector with list of property on which bonds are in default. Tax collector required to stamp notice of default on tax bill for property. This substituted for provision that city treasurer publish notice of description of delinquent bond and property; procedure of sale in case of default in payment and prior to sale owner may pay whole amount of bond and such bond shall be canceled.

Amendment provides suit may be brought, without demand, after six months following default in any payment of principal or interest or any time before six months and after sixty days after any default in payment of principal or interest if demand has been served at least sixty days before, upon all parties interested in property.

Omits provision that city treasurer file with city clerk copy of publication of delinquent bond and affidavit of publisher.

Provides holder of bond on which action to foreclose has been brought may notify city treasurer of commencement of action, who then shall not accept any payment on bond unless payment in full be made.

Provides holder of any bond after bringing action to foreclose, may make any payment necessary to protect property from acts or other statutory lien prior to that of his bond.

Deletes provision that city treasurer collect costs for publication and certificate of sale, and that book must be kept to enter number of bond and description of land sold.

Deletes provision as to purchaser's lien.

Provides complaint in action to foreclose shall set forth copy of bond and must make proper allegations as to payment of principal and interest; service of summons may be had in manner prescribed in codes of this state; court shall have power to adjudge lien against lot or parcel of land and cause same to be sold, which date of sale of foreclosure must be eighteen months after first default.

#### A. B. 364. BISHOP.

New act, relating to establishment, government and maintenance of city planning commissions in municipalities.

Provides for establishment of city planning commission, consisting of five members, appointed by mayor or other executive head of municipality. Such commission shall meet once a month and may call special meetings.

City planning commissions shall have power to recommend to proper officers plans for regulation of future growth and developments of municipalities in respect to public and private buildings, works, streets, park grounds; plans to secure proper service, public utilities, harbor, shipping, transportation facilities; to make recommendations as to location of proposed buildings, structures or works.

Commission to make and adopt a master plan for physical development of municipality, such plan accompanied by maps, plats, charts which show commission's recommendations for development of territory, including location of streets, viaducts, bridges, waterways, boulevards, parkways, playgrounds and public ways. Master plan shall show location of public buildings, extent of public utilities, water, light, sanitation, transportation, improvement of streets and zoning plan.

Commission shall make careful and comprehensive surveys as to adequate provision for traffic, promotion of safety from fire; provision of light and air. The commission may adopt plan as a whole by single resolution or by successive resolutions. One public hearing shall be had before adoption; after adoption shall be transmitted to city council for approval. If adopted by majority vote of members of council, shall be known as official master plan.

Commission may appoint such employees as it may deem necessary and may contract with city planners, engineers, architects for services it may require.

Legislative body of any municipality may levy a tax to defray expenses of said commission.

#### A. B. 365. BADHAM.

Adds §§ 2a, 2b, 2c, 2d, 2e, 2f, 2g, Act 3276a, acquisition and improvement act of 1925, relating to limiting power of legislative body to proceed where certain debt limits are exceeded.

See digest S. B. 386, an identical measure.

#### A. B. 366. JOST.

Amends § 14, Act 5995, relative registration or cancellation of registration of economic poisons.

Provides director of agriculture may cancel registration of or refuse to register any economic poison which is of little or no value, or is generally detrimental or seriously injurious to vegetation, to domestic animals or to the public health and safety, when used, and may before granting registration require practical demonstration necessary to determine its utility.

Director shall have power to refuse to register economic poisons concerning which false or misleading statements are made.

#### A. B. 367. WOOLWINE.

Amends §§ 3, 5, 10, 19 and 25, Act 8199, Street Improvement Act of 1911.

§ 3. Certain points which resolution of intention must contain are indicated by lines 12 to 14 of page 2 of bill. Said resolution to give notice of time for hearing objections to work, at a date set between 30 to 60 days from date of passage of resolution instead of 15 and 40 days as at present.

§ 5. Posting of notice of resolution of intention to be complete 20 instead of 10 days prior to date set for hearing of protests.

§ 10. Omits requirement that notice inviting bids be posted on or near council chamber door.

§ 19. Apparently intended to restore same to form in which it existed just prior to 1927 amendment thereof except as follows: Bond thereon mentioned to be approved by street superintendent instead of mayor; laborers and material men to have lien on moneys collected by street superintendent on upon bonds issued to represent assessments with right of action to enforce such lien if instituted within 30 days from date of recording assessment (instead of lien upon "any partial



assessment, any reassessment, and any bonds which may be issued to represent any assessment or reassessment,"'); the last three sentences of said section of the bill also being new as compared with the 1919 form of the section.

§ 25. Adds provision contained in lines 49 to 52 of page 6 of bill to effect that in case suit is brought to collect any assessment and notice of pendency of such suit is filed with superintendent of streets, the latter shall omit property described in such notice and upon which the assessment is a lien, from the list of properties (which are subject to liens for unpaid assessments) required by section 27 by him to be certified to the city or county tax collector.

#### A. B. 368. STOCKWELL.

Amends §§ 63, 67, 68, 69 and 76, and repeals §§ 70, 71, 72, 73, 74, 75, all relating to Improvement Act of 1911, Act 8199.

See digest S. B. 455, which is an identical measure with the exception that A. B. 368, page 2, line 16, word "first" is omitted before lien; page 5, line 11, word "superior" is added before court.

#### A. B. 369. BADHAM.

Adds § 10½ and amends §§ 4, 11, 41, 44 and 50, Act 3276a, Acquisition and Improvement Act of 1925.

Limits number of zones to four. Amounts collected by zones described as "relative rates of taxes" instead of "percentages to be raised from each zone." Provides also for filing of statements of legislative body of the minimum amount to be contributed by any other county or city, if such there be.

In re protests: If under 50 per cent, council may overrule by majority vote; between 50 per cent and 60 per cent, four-fifths vote; over 60 per cent, can not be overruled.

Other changes pertain chiefly to manner and time of giving notices and form of objections and protests.

#### A. B. 370. SCUDDER.

Amends § 634, Pen. C., relating to protection of fish and game.

Bill revises paragraph 6 of section, pertaining to salmon in tidewater of Klamath River fish and game district, to provide throughout Klamath River district that any person is guilty of a misdemeanor who: Takes, catches, kills, buys, sells or offers for sale any fresh salmon, except with spear or hook and line; or, who, between October 7 and July 31 takes salmon in any manner; or, who between August 1 and October 6 takes more than two salmon in one day; or, who, at any time takes or kills any salmon on any spawning beds.

Present section applies only to tidewater of district and permits use of nets at certain times of year.

A. B. 371. DEUEL.

Act supplements School Code Bill (S. B. 22).

Provides that boards of high schools may establish vocational courses. Pupils may, with consent of parents, be assigned to courses. Attendance in courses to be included in attendance reports of high schools.

A. B. 372. JESPERSEN.

Amends § 2337, Pol. C., relating to licensing of homes or institutions for reception or care of children or aged persons.

Present law provides that no person may maintain any of certain specified institutions for aged persons and for minors under sixteen, without first obtaining license from state department of "public welfare" or from inspection service approved by such department.

Bill adds proviso which includes part-time boarding homes and schools, for minors under age of eight, among those institutions for the maintenance of which license is required.

A. B. 373. STOCKWELL.

Grants certain described tidelands to city of Los Angeles, subject to conditions and restrictions expressed in the bill.

A. B. 374. REINDOLLAR.

Appropriation for construction and equipment of quarters for guards at San Quentin prison.

A. B. 375. REINDOLLAR.

Amends § 1, Act 3951, relating to purchase of jute for San Quentin state prison.

Section now provides permanent revolving fund of \$200,000 to be used exclusively in payment of jute and other materials used in manufacturing departments at San Quentin.

Bill includes among these exclusive purposes "the purchase and replacement of equipment for the jute mill at said prison."

A. B. 376. WEST.

Amends § 868, C. C. P., re writs of attachment.

Law allows writ, issued by a justice of the peace, to be served out of county in which issued, county clerk to certify as to issuance by an acting justice of the peace.

Amendment would change "justice of the peace" to "justice court" and allow certification to be made that same was issued by justice "or clerk of justice court."

A. B. 377. WEST.

Amends § 849, C. C. P., re service and return of summons.

Law allows service by sheriff or any person 18 years or over not party to action. When issued by "justice of the peace" to be served out of county in which issued, county clerk to certify as to issuance by an acting justice or clerk of justice court.

Amendment would change "justice of the peace" to "justice court" and allow certification to be made that same was issued by justice "or clerk of justice court."

A. B. 378. WEST.

Amends § 902, C. C. P., re writs of execution.

Changes date which execution for enforcement of judgment of a justice's court must bear, from "date of delivery to the officer" to date of "issuance thereof."

A. B. 379. WEST.

Amends § 905, C. C. P., relating to proceedings supplementary to execution.

Provides where execution issued by a "justice court" to be served out of county in which issued, writ shall have attached to it a certificate under seal, by the county clerk, that person issuing same was an acting justice of the peace "or a clerk of the justice court" at date of writ. Justice court substituted in place of justice of the peace.

A. B. 380. WEST.

Adds § 17 to Act 6687, Sacramento and San Joaquin Drainage District Act.

Provides reclamation, levy, or drainage districts having lands within boundaries of Sacramento and San Joaquin Drainage District may present warrants of district in payment of supplemental assessment No. 6. Warrant must have been issued prior to May 26, 1927.

Discretionary with board of trustees to apply such warrants in payment of assessments or to apply same under § 33 of "reclamation board act" (application of compensation for improvement work towards assessments).

Warrants previously delivered by board of trustees to county treasurer to be returned by county treasurer to the board of trustees.

A. B. 381. QUIGLEY.

Identical to S. B. 435, except in line 16, page 1, S. B. 435, "six hundred" is repealed in numerals.

**A. B. 382. KEATON.**

Amends § 17, Act 4916, relating to supervision by State Oil and Gas Supervisor of natural resources of petroleum and gas.

Section now provides that written notice of intention shall precede any well drilling. Bill provides that application for permit to drill must be filed with the supervisor before commencement of work. In addition to matter now prescribed as contents of the written notice of intention, application for permit to drill is to contain further matter concerning: statement of financial ability of owner or operator to complete well; name and addresses of owner and operators: if owner or operator is a corporation, directors' names and addresses must be given; if owner is a copartnership, name and address of each member thereof; if owner or operator a trustee, name and address of each trustee.

Within 30 days after filing permit, supervisor or deputy gives decision whether or not well may be drilled but must be satisfied that the owner or operator has financial ability to complete well.

Owner has right to apply in case of refusal of permit by supervisor to the board of commissioners.

Commencement of drilling operations before permit is granted, misdemeanor.

**A. B. 383. SEWELL.**

Adds § 195 to C. C. P., re admissibility of evidence.

Would allow admission into evidence in proof of any act, transaction or occurrence, of any writing or record made, if trial judge finds same was made in regular course of business or within reasonable time thereafter.

**A. B. 384. MIXTER.**

Amends §§ 11, 12 and 16 of Act 5886, regulating practice of pharmacy.

Amends § 11 by leaving out all reference as to responsibility of proprietor of pharmacy for quality of any drugs or medicines dispensed by him. Present law makes him responsible therefor unless sold in original package, unbroken.

Adds provision to § 12 that act shall apply to preparations or compounds of the U. S. Pharmacopoeia, U. S. Dispensary or National Formulary, or other standard formulary.

As to certain drugs, medicines and chemicals which may be sold by grocers and dealers generally, without restriction, bill leaves out of list of such goods, ant, squirrel and gopher poisons and arsenical poisons used for orchard spraying.



A. B. 385. WRIGHT.

New act, providing for emergency repairs of improvements made necessary by fire, disaster or act of God, on or to state property.

Funds therefor derived from unencumbered balances in appropriations for permanent improvements, remaining after completion of such improvements.

A. B. 386. WRIGHT.

Adds § 3, Act 2821, which act relates to payment into state treasury of moneys received by state agencies.

Provides that unencumbered balance of each twelve specifically named funds shall revert to general fund and said special funds are abolished.

A. B. 387. WOOLWINE.

Amends § 4, Act 2267, permitting consolidation of elections.

See digest S. B. 369, identical bill.

A. B. 388. WOOLWINE.

Amends § 25, Act 2273, "Voting machine act."

See digest of S. B. 368, identical bill, except that S. B. 368 omits "(Approved 1923)" at end of bill.

A. B. 389. WOOLWINE.

Amends § 1197, Pol. C., re forms of ballots.

See digest of S. B. 363, identical bill.

A. B. 390. WOOLWINE.

Amends § 1094, Pol. C., re registration of electors and conduct of elections.

See digest of S. B. 365, identical bill.

A. B. 391. WOOLWINE.

Amends § 1205, Pol. C., re manner of voting.

See digest of S. B. 366, identical bill.

A. B. 392. WOOLWINE.

Amends § 1211, Pol. C., re ballots.

See digest of S. B. 367, identical bill.

**A. B. 393. WOOLWINE.**

Amends §§ 5, 10, 12, 24, Act 2256, "Direct Primary Law."

See digest of S. B. 364, identical bill.

**A. B. 394. MIXTER.**

Amends § 5a, Act 5994, "an act regulating sale and use of poisons."

§ 5a establishes what is known as schedule "A" referred to in § 1 of this act and provides that certain designated preparations shall not be included in this schedule. The preparations not included and set out in this amendment to the act are, "economic poisons used or intended to be used for preventing or destroying any and all insects, fungi, weeds, rodents, or other plant or animal pests which are sold in original sealed packages of four pounds or more by general merchants. Quantities of less than four pounds to be sold only by registered pharmacist and entered in official poison register."

**A. B. 395. CRITTENDEN.**

Adds §§ 378, 378g, Pol. C. re state department of commerce.

Creates state department of commerce whose duty, among other things, is to promote in the interest of producers, distributors, and consumers economic distribution, marketing and sale of all or any California products; to act as adviser for producers and distributors; to foster, promote and develop foreign and domestic commerce, agricultural, mining, manufacturing, shipping and fishing industries, and transportation facilities of State and Nation.

To assist and encourage cooperative and other associations and organizations for improving relations and service among producers, dealers, and consumers, and to protect the interests of such producers.

Also provides for cooperation with U. S. Departments of Commerce and Agriculture in facilitating accomplishment of objects of act.

Appropriates \$75,000.

**A. B. 396. CRITTENDEN.**

Adds § 145a to Act 5128, California vehicle act. School bus to have displayed on back thereof words "school bus."

Unlawful for driver of any vehicle to pass any school bus while passengers are alighting from bus without first coming to full stop.

Outside of incorporated cities and towns unlawful for driver of any vehicle to pass school bus within 25 feet thereof while passengers are alighting or boarding bus.

**A. B. 397. CRITTENDEN.**

Amends § 2322x8, Pol C., re salaries of county horticultural commissioners in counties of eighth class, San Joaquin.

Salary of commissioner increased from \$2,400 to \$3,000. Adds one supervising inspector at salary of \$2,400. Number of inspectors reduced from 20 to 19.

A. B. 398. CRITTENDEN.

Amends § 10 of Act 9124, relating to county water districts.

Provides that board of supervisors may by resolution direct that receipts received from sale of water are to be used to pay principal or interest of any bonded indebtedness of district.

A. B. 399. CRITTENDEN.

New act. Establishes bureau of safety in railroad commission.

Establishes within and empowers railroad commission to maintain, as part of said commission, bureau to be known as bureau of safety to consist of chief inspector and two assistant inspectors, all to be appointed by commission.

Chief's salary not to be more than \$4,000, and assistant inspectors' salaries not to be more than \$3,000, per annum.

Establishes qualifications of chief and assistants, provides for additional inspectors when necessary and makes allowance for traveling expenses incurred by same in performance of duties.

Would make it the duty of the bureau to inspect train service, grade crossing accidents and wrecks, and such inspections incident to enforcement of all laws, enforcement of which charged to the commission, re safety of traveling public and railroad employees.

Appropriates \$27,500 for the maintenance of such bureau for the biennium ending July 1, 1931.

A. B. 400. LEVEY.

New act, providing for instruction in public safety and accident prevention in elementary, secondary, normal schools, and teachers colleges.

State board of education must secure instruction in elementary and secondary schools, as well as in teachers colleges and state normal schools, of prescribed courses in public safety and accident prevention. Such prescribed courses to be a requirement for graduation in normal schools and teachers colleges.

Appropriates \$15,000.

A. B. 401. CRITTENDEN.

Amends § 28, Act 6386, public utilities act.

Requires railroad commission to furnish copies of accident reports in its possession, to injured person or his legal representative, in the cases indicated in subdivision (e), added to the section by the bill.

A. B. 402. CRITTENDEN.

Amends § 1033, C. C. P., relating to costs in civil suits.

Adds that court shall not sign judgment in any case in which costs have been allowed until memorandum is delivered to clerk and copy served on adverse party, as provided in this section.

A. B. 403. CRITTENDEN.

New act, relating to snow surveys.

Division of water rights, of the department of public works, shall make snow survey and gather information necessary to an annual forecast of seasonal water crop. Appropriates \$40,000.

A. B. 404. KEATON.

Amends § 365f, Pol. C., re acquisition of city streets as a part of state highways.

Amends by adding that highway commission may include such street in cities with a population of more than 2500, that connects with the natural course of the state highway.

A. B. 405. MIXTER.

Adds § 1½, Act 5886, re practice of pharmacy.

Owner of pharmacy must register same with state board of pharmacy; in case of removal, to give 30 day notice thereof; also to report sale or change of name of store.

A. B. 406. CRITTENDEN.

Amends § 4237, Pol. C., county government bill. San Joaquin.

Increases salary of district attorney from \$4000 to \$5000. Increases number of deputies allowed county clerk for purpose of registering electors to twenty, and provides necessary postage or expressage in sending affidavits of registration to county clerk's office. Increases aggregate pay of emergency deputies in treasurer's office to \$4000.

County auditor's office: Increases salary of second deputy from \$1800 to \$2400; reduces salary of third deputy from \$2400 to \$1800, and duties of redemption clerk taken from said deputy. Increases amount of salaries for necessary assistants for the purpose of extending taxes from \$2000 to \$3000 in the aggregate in any calendar year.

District attorney's office: Reduces salary of second assistant district attorney from \$2550 to \$2500. One stenographer to be known as chief stenographer at a salary of \$1500 per annum. Two stenographers at a salary of \$1200 per annum in place of three stenographers as heretofore at \$1200 per annum.



Sheriff's office: Increases salary of four deputy sheriffs for service in the field from \$1740 each to \$1920 each; one motor boat deputy from \$1750 to \$1920.

County assessor's office: Increase from \$4000 to \$5000 in the aggregate in any one calendar year for emergency deputy or deputies.

A. B. 407. CRITTENDEN.

Amends § 1280, C. C. P., relating to arbitration agreements.

Provisions of §§ 1280-1293, said code, declared inapplicable to matters originating in justices' or inferior courts.

A. B. 408. CRITTENDEN.

Amends §§ 3, 7, 8, 10, 11, 18½, 19, and adds § 20, Act 3729, relating to organization and management of county fire insurance companies.

§ 3, meeting date is changed to month of February instead of January.

§ 7 is changed to read "Any person owning insurable property in State of California may become a member by signing an application furnished by company and insuring therein and shall then be entitled to all of the rights and privileges appertaining thereto."

§ 8, line 11, omits "outside the corporate limits of any city or town; and may also enter into contracts with one or more other county fire insurance companies for mutual reinsurance and to reinsure or issue policies of reinsurance upon risks carried by such companies."

Provides that personal property must be located in the State of California at time of loss.

Line 33, page 2, substitutes "of the estimated cost" for "in cash."

§ 10 takes away limitation of not insuring outside of county. Provides any company may, for each million in excess of ten million dollars of property at risk upon their books, write \$500 additional insurance in excess of \$6000; limits risk on property within limits of city or town to provisions of act.

Any company may reinsure for purposes of providing reinsurance for county mutuals, in which case amounts retained by original company must not be less than 10 per cent and in no case less than \$500 in cash.

Line 10, page 3, omits "amounts to six thousand dollars."

Line 16, page 3, substitutes word "farm" for "city."

Provides class A and B buildings, having no exposures, that would constitute fire hazard or on country property under fire protection and within fire district, 75 per cent limit does not apply.

§ 11. Pay of arbitration committee raised from \$3 to \$5 per day, and from 5 cents to 10 cents for each mile traveled in discharge of duties.

§ 18½, line 29, page 4, omits termination clause in policy.

Liability is changed from three-fourths actual cash value to actual cash value. 10 cents instead of 5 cents allowed for each mile traveled in discharge of duties.

Dwelling house and contents policy form omitted.

§ 19 (b). Size of type used in standard forms changed to 10 and 12 point.

(c). "County" is inserted before "mutual" wherever used.

(f). Size of type changed from pica head to 12 point.

#### A. B. 409. CRITTENDEN AND ADAMS.

Declares public highway extending from Fresno to Tracy and running through Mendota, Dos Palos, Newman and Crows Landing, to Tracy, to be a state highway. Appropriates \$50,000.

#### A. B. 410. BERNARD.

New act re state trade mark.

Creates division of market extension in department of finance under supervision of a chief to be appointed by governor.

There is also created within the division a state market board of five members appointed by the governor, to serve without salary but to receive actual expenses incurred in performance of duties. Chief of division of market extension is to be ex officio secretary of the board.

It will be duty of state market board to determine all questions of policy for division of market extension and to select a state trade mark for use by California producers under regulation of division.

Division of market extension will have authority to contract with California producers for use of trade mark by producer for a reasonable fee upon conditions which are intended to insure a truthful description and corresponding quality of goods sold under the state trade mark.

Goods sold under trade mark are to be described according to official United States or California grades and standards and by grades and standards to be created by department of agriculture or by division of market extension, in absence thereof.

Market board is to have power to make regulations for administration of act and to enforce such regulations and all provisions of act and to cooperate with all state agencies and with United States government for that purpose.

Makes improper use of trade mark misdemeanor.

All moneys received as fees for use of state trade mark and for fines collected for violations of act are to be paid into special fund in state treasury.

Sum of \$300,000 is appropriated to carry out provisions of act. Five years after act takes effect 20 per cent of all moneys received by division is to be paid into general fund of state treasury.

A. B. 411. LEYMEL.

Appropriation of \$15,000 each fiscal year for the purpose of payment of enlisted men attending National Guard encampments.

A. B. 412. McDONOUGH.

Adds § 653e, Pen. C., re crimes against employees.

Hours of service of any laborer, workman or mechanic upon any public work limited to 8 hours per day and 5 days per week.

Penalties prescribed for public officers, contractors and subcontractors who require or permit work in excess thereof, except in certain cases of extraordinary emergency.

A. B. 413. MORGAN AND CLOUDMAN.

Appropriation of \$65,000 to make investigation and research into methods of sewage and waste disposal by California cities, towns and sanitary districts.

A. B. 414. MORGAN.

New act, re maintenance, support and care of needy blind persons.

Appropriates to each county of state a sum not to exceed \$300 for each needy blind person supported by and resident of such county and not an inmate of any institution supported in whole or in part by the state or any of its political subdivisions.

County must pay the amount received by the county from the state for support of each such needy blind person, and in addition thereto a like amount from county funds.

If any such person is denied aid, he may file a petition with department of social welfare for aid. If appeal is sustained the aid provided must be given by the county.

Aid granted by state to county is to be paid in semiannual installments commencing on first Monday in January.

The department of social welfare is directed and authorized to enforce provisions of act.

**A. B. 415. SCOFIELD.**

Repeals § 476*a* and adds § 476*b*, Pen. C., re drawing and uttering of checks or drafts.

Principal difference between this measure and existing law consists in the provisions contained in the bill, page 1, line 16, to page 2, line 6 thereof, declaring that the making of a check, payment of which is refused because of lack of funds or credit, is *prima facie* evidence of intent to defraud and knowledge of insufficiency of funds or credit, and that notice of protest in the case indicated is admissible as proof of presentation, nonpayment and protest and presumptive evidence of lack of funds.

**A. B. 416. BAUM.**

Amends § 1161, C. C. P., relating to unlawful detainer action.

Makes same applicable to case in which tenant became occupant of premises as servant or employee and the relation of master and servant, or employer and employee has been terminated, or upon termination of period agreed upon for such occupancy.

**A. B. 417. INGELS.**

Repeals Act 936, relating to incorporation and organization and management of bridge and highway districts.

**A. B. 418. JESPERSEN.**

Repeals Act 3276*a*, Acquisition and Improvement Act of 1925.

**A. B. 419. WITTER.**

New act. Prohibits lobbying except by persons registering before any session of Legislature with chief clerk of Assembly and secretary of Senate. Provides for monthly reports of expenditures by those registered.

Exempts counsel or representatives of any state agency or political subdivision of state acting solely in such capacity. Violation of act made a felony.

**A. B. 420. WITTER.**

Validates irrigation districts which have been formed and which have functioned for one year.

**A. B. 421. WITTER.**

Amends § 6260, Pen. C., re hunting of game birds.

Prohibits use of powerboat, automobile or airplane in frightening or driving game birds; also prohibits taking of such birds so driven.



A. B. 422. ARNOLD.

New act to be known as Debt Limit Act of 1929.

Prohibits every person and every board of supervisors, city council and other governing body, from taking any step toward formation of any special assessment district, other than circulation of petition, until a certificate is procured from county auditor showing that the total debt, to which the land in proposed district will be subject, will not exceed 50 per cent of the equalized assessed value thereof.

Terms used in act are defined and form of auditor's certificate is set out in full. Certificate is to be made by auditor upon request of any property owner upon payment of reasonable fee to be fixed by board of supervisors.

No petition for formation of assessment district is to have any legal effect unless accompanied by auditor's certificate showing 50 per cent debt limit will not be exceeded.

No contract let by any governing body and no judgment in eminent domain is to be valid if amount thereof will cause the 50 per cent debt limit to be exceeded.

Cost of obtaining auditor's certificate is to be refunded by assessment district when and if formed.

A. B. 423. ARNOLD.

Amends § § 1, 2 and 5, Act 5184*a*, relating to formation of municipal improvement districts within municipalities and to sale of bonds thereby.

This bill makes exactly the same amendments to Act 5184*a* as A. B. 424 makes to Act 5184, and § § 1, 2 and 5 of Act 5184*a* are identical with § § 1, 2 and 5 of Act 5184.

See digest of A. B. 424.

A. B. 424. ARNOLD.

Amends § § 1, 2 and 5, Act 5184, relating to formation of municipal improvement districts within municipalities, and to sale of bonds thereby.

Adds proviso in § 1, which limits the use of proceeds of sale of bonds, by municipal improvement districts organized under the act, to such public improvements, work or public utilities as are income producing.

Adds words in § 2, which provide that every petition for formation of a municipal improvement district and every ordinance of intention to call an election upon the question of formation of a proposed district, in addition to present requirements, must contain a statement of estimated revenue to be expected "from the proposed public improvement, work or public utility."

Adds proviso in § 5 which requires the ordinance calling an election for formation of a district to state the estimated revenue to be derived from the improvement, work or public utility to be acquired or made, as the case may be.

**A. B. 425. ARNOLD.**

Amends § 22, Act 9124, re county water districts.

County shall receive for performing duties of assessing and collecting taxes for such district, 1 per cent of the first \$25,000 collected and one-quarter of 1 per cent of all sums collected in excess of \$25,000.

**A. B. 426. ARNOLD.**

Repeals § 3889, amends § 4294, Pol. C., re financial reports of county and township officers.

§ 3889 provides for annual settlement with county auditor by county assessor, treasurer and district attorney of all revenue transactions of previous year.

§ 4294. Reworded and broadened. Provides that every county and township officer authorized to collect moneys must pay, monthly, into county treasury, such as are so payable, and must file statements with auditor as to all moneys handled by him. The existing section applies to all officers authorized to receive fees under the provisions of title II of part IV of the Political Code.

Provides that affidavit is only to be upon the cash statement required under section as amended, instead of upon the entire statement as at present.

**A. B. 427. ARNOLD.**

Amends §§ 3866 and 3868, Pol. C., re financial reports of county offices.

§ 3866. Amended to provide that semiannual payments in December and May, by county treasurers of state money to state treasurer must include all state funds, coming into their hands as of last day of month prior to month of settlement.

Existing provisions provide for inclusion in such payments of such funds as of first Monday of said months except principal and interest received on account of state school lands which must be settled for up to and including last day of month prior to settlement.

§ 3868. Amended to provide that semiannual report of county auditor to state controller must show amounts due state as of last day of month preceding settlement by county treasurer with state treasurer. Existing provisions require the showing of amounts due state as of Monday of month on which such settlement is made, except principal and interest received on account of state school land which must be reported to end of **previous month**.

A. B. 428. WRIGHT.

Provides for levy of taxes for support of state government during biennium ending June 30, 1931.

A. B. 429. ARNOLD.

Amends § 1, adds § 1½, Improvement Bond Act of 1915, Act 8209.

§ 1. City council of any municipality may, except as provided in § 1½, issue bonds for improvements under act.

§ 1½. Limits authority conferred on city council under § 1, to cases where fair prorata of estimated cost of improvement, will not, when added to bonded indebtedness of lands in proposed assessment district, exceed on any parcel of land the total assessed valuation thereof.

A. B. 430. LYONS.

Amends § 928, Pen. C., re duties of grand jury.

Omits provision allowing grand jury to employ experts and assistants thereto, to examine books of county officers and city board of education. Adds provision giving grand jury power to employ accountants, investigators, or stenographers to assist it in carrying out action. Terms of employment subject to approval of superior court to which jury reports.

Provides for investigation and report of needs of county officers annually, instead of every even numbered year.

Adds provision that in counties where board of supervisors is empowered to create or abolish offices and fix the compensation of officers, the copy of report must be transmitted to the board of supervisors in lieu of transmission to members of Legislature representing county, before commencement of session.

A. B. 431. ROBERTS.

Amends § 1197, Pol. C., re form of ballot.

Adds provision requiring names of presidential and vice presidential candidates for whom any group of electors are pledged, to appear in column opposite the names of such electors.

Adds provision requiring attorney general to prepare a statement to precede the ballot title of each measure on the ballot stating the effect of a vote "yes" or vote "no" on the adoption or rejection of a proposition.

A. B. 432. SEWELL.

Adds § 7a, Act 115, re district agricultural associations.

Allows district associations to hold fairs thereof in conjunction with the fair of any county or county fair association.

A. B. 433. FRY.

Amends §§ 2-4, adds § 5, Act 1416, re regulation of clothes cleaning establishments.

Transfers from the state fire marshal to department of industrial relations the administration and enforcement of the act. Creates in said department a bureau of fire prevention; the state fire marshal shall be chief thereof, the department to administer the act through said bureau.

License fees received to be paid into "clothes cleaning establishment fund" instead of contingent fund of state fire marshal.

A. B. 434. KEATON.

Amends § 3898, Pol. C., re sale of lands deeded state for delinquent taxes.

Provides that where there has been either a sale or a conveyance of property sold for delinquent taxes, instead of when there has been both sale and conveyance, which is held invalid, no forfeiture may be had until former owner or other party in interest shall have repaid purchaser all his expenses in connection therewith.

Provides that in case of either an erroneous sale or conveyance instead of in case of erroneous sale and conveyance of land belonging to the United States, this state or any political subdivision thereof, the purchaser thereof may present a claim for refund of money paid by him therefor.

A. B. 435. ROBERTS.

Adds § 1542, amends § 1543, Pol. C., re school district funds.

§ 1542. Identical with existing § 1543, prescribing powers and duties of county superintendents of schools, except for omission of those provisions prescribing manner of presenting classes, their approval and the method for withdrawal of school district funds from county treasury, providing for the manner of paying claims against the district, and allowing use of payroll form of warrants for payment of employees.

§ 1543. Omits entirely the existing provisions thereof. Adds provisions requiring all claims against district to be itemized.

Provides for approval of claims by district board, the county superintendent and the county auditor, and the payment thereof.

Allows, as § 1543 at present does, use of payroll form of warrant for payment of employees instead of issuing individual warrant to each employee.



A. B. 436. MORRISON.

Reappropriates the \$15,000 allowed the San Francisco State Teachers College in 1927 for the building and equipping of a kindergarten, for landscaping the grounds thereof and making other permanent improvements thereon.

A. B. 437. SCOFIELD.

Appropriates annually, \$25,000 for development of livestock industry in state and for exhibition of cattle, hogs and sheep at Los Angeles under auspices of Western Live Stock Exhibit Association.

A. B. 438. QUIGLEY.

Amends § 190, Pen. C., re punishment of persons guilty of murder.

See digest of S. B. 46, identical bill.

A. B. 439. ROBERTS.

Amends § 1543a, Pol. C., re school warrants.

Revises entire section and provides that when a warrant drawn on any school fund is presented to treasurer and not paid for want of funds, same to be endorsed, registered, advertised and paid with interest in manner prescribed for county warrants under present law. If not again presented for payment within 60 days from time notice is given, the fund set aside for payment of same, must be used for payment of unpaid warrants next in order of registry, by the treasurer.

A. B. 440. ROBERTS.

Amends § 1607b, Pol. C., re powers school boards.

Makes it duty of such boards to keep accounts in the manner and form prescribed by, and open to the inspection of, the county auditor.

A. B. 441. SEWELL.

Amends title and § 1, Act 135, which empowers county to aid home economics and agricultural extension service.

Raises limit which any county may so contribute, \$10,000 to \$30,000.

A. B. 442. CROWLEY.

Adds § 367h, Pol. C., re state department of social welfare.

Department authorized to receive endowments for benefit of needy aged or needy blind.

A. B. 443. WILLIAMSON (by request).

Amends § 1043, Pen. C. Adds § 1043½ re necessity for personal appearance of defendant in prosecution for felony.

Amendment to § 1042, incorporates by reference, proviso made in new § 1043, which provides that when defendant arrested and booked on a felony charge, said booking shall be notice to defendant of the charge. If defendant released on bail and fails to appear on day set for court hearing bail to be forfeited and trial to proceed in his absence; to be conducted in same manner as if he were present.

If convicted, sentence shall be passed upon him in his absence and when apprehended he shall be taken into custody and compelled to serve the sentence imposed.

**A. B. 444. WILLIAMSON.**

Amends § 2, Act 2205, providing for drainage by irrigation districts.

Present law makes it the duty of board of directors of irrigation district, when it is necessary to drain lands, to do all necessary acts for construction, maintenance and management of drainage work. Amendment would make the district liable in damages for failure or neglect in performance of such duty to the landowners injured by such misfeasance.

**A. B. 445. WILLIAMSON.**

Amends § 18, Act 3854, "California Irrigation District Act." Law provides all waters distributed for irrigation purposes to be apportioned ratably to each land owner upon basis of the ratio which last assessment of such owner for district purposes within said district bears to the whole sum assessed upon the district. Amendment would make the apportionment ratably to each land owner "regardless of the preparation of the land for irrigation" upon same basis.

**A. B. 446. ROLAND, HOFFMAN, BISHOP, CLOUDMAN, FEELEY, JOST, McDONOUGH and MORGAN.**

Amends § 103, C. C. P. Amendment would raise the salary of every city justice of the peace in any city of the second class from \$4,000 to \$6,000 per annum.

**A. B. 447. MORRISON.**

New act which would recognize unpaid expenses of convention framing California constitution, as obligations against the state; and providing for suits to be brought to determine amount and ownership of any such claim.

See Digest of S. B. 346, which is identical bill.

**A. B. 448. NIELSEN.**

Appropriates \$80,000 from transfer and operators' license fund for a warehouse for use of division of motor vehicles.

**A. B. 449. NIELSEN.**

Adds § 887, Act 5233, municipal incorporations act.

Inhibits any city or city and county from collecting license tax or fee upon business of selling goods directly to dealers for resale, except as indicated in bill.

A. B. 450. NIELSEN and WEST.

Act amends §§ 4236*b*, 4236*c*, 4236*d*, 4236*f*, 4236*g*, 4236*h* and 4236*j* of Pol. C., re salaries of county officers of counties of seventh class, Sacramento County.

Increases salary of chief criminal deputy in sheriff's office from \$2,100 to \$2,280; chief jailer, \$2,100 to \$2,280; two process servers, from \$1,800 to \$1,980; three criminal deputies from \$1,920 to \$2,100; bookkeeper from \$1,800 to \$1,980; eight deputies from \$1,800 to \$1,980; four deputies \$1,800 to \$1,920.

Increases salary of copyists in recorder's office from \$1,620 to \$1,800 per annum.

Increases the number of deputies in the auditor's office from two to three.

Allows tax collector one additional deputy at salary of \$1,800 per annum.

Deputies of county assessor allowed transportation for assessing property and gathering assessment data. Cuts out specific provision allowing assessor \$5 per day for traveling expenses. Reduces from 7 to 6 the number of deputies at \$2,100 each. Decreases from \$21,840 to \$20,800 aggregate amount allowable for deputies at \$8 per day. Reduces from \$2,500 to \$1,800 amount allowable for deputies at \$4 per day. Allows \$3,500 for deputies at \$7 per day. Allows \$2,400 for deputies at \$6 per day.

Increases salary of the district attorney from \$5,000 to \$6,000 per annum; assistant district attorney from \$3,900 to \$4,500 per annum; chief deputy district attorney from \$3,900 to \$4,500 per annum; one deputy, \$3,000 to \$3,600.

Increases salary of county detective from \$2,100 to \$2,400 per annum.

Allows superintendent of schools one additional deputy at salary \$2,100 per annum.

A. B. 451. WOOLWINE.

Amends Act 8200, relating to street improvements. Act now only provides for improvement of streets forming exterior boundaries of municipalities. Title amended to include also work upon streets or highways extending from one municipality into or through unincorporated territory, or into another municipality.

§ 1 amended same as title, making streets mentioned above public ways for purposes of act.

§ 2 amended, reading, down to page 4, line 16, substantially same as § 2 of Act 8199, the Improvement Act of 1911, enumerating improvements which may be done under act. New matter running from page 4, line 16, to end of section gives legislative body of municipality initiating proceedings, where, as part of a single, comprehensive plan, work is to be done within such municipality and also in another municipality or in outside unincorporated territory, power over work done in such other municipality or unincorporated territory, if consent to such assumption of jurisdiction be given by legislative body of county or such other municipality.

§ 4 amendments: Page 5, lines 28 to 50 added, providing resolution of intention shall have succinct statement of purpose and plan of proposed improvement. Page 6, lines 4 and 5, times changed from 15 and 40 to 30 and 60 days. Page 6, line 9, requirement that newspaper in which resolution is published be a daily omitted.

Page 7, lines 16 to 30 added, providing that where legislative body initiating proceedings believes improvement should extend beyond limits of city or unincorporated territory it governs, resolution of intention shall be submitted to legislative bodies having jurisdiction over territories into which work is proposed to extend, for their consent to assumption of jurisdiction thereover by legislative body initiating proceedings for purposes of improvement.

Page 7, line 46, time changed from ten to twenty days.

Omits provision requiring furnishing of plans, specifications and estimates to legislative body by city engineer or county surveyor before passage of resolution for construction of improvements.

§ 7 amended by adding provision that city council may by resolution provide that work be done or assessments made under direction of city engineer instead of superintendent of streets.

§ 8 amendments: Page 10, line 9, contractor's bond required to be executed before instead of at time of execution of contract.

Page 10, line 14, eliminates provision that only one surety required where it is corporate surety, and requires sureties to qualify for double amount of bond.

Page 10, lines 25 to 47, simplify section in regard to liens of laborers or materialmen, furnishing labor or material for work, on moneys collected on assessment or against bonds issued to represent any assessment.

Provision for payment to contractor by municipality of moneys received from assessments upon filing by contractor of bond for payment of claims of laborers or materialmen omitted.

Amendments to § 10: Page 11, lines 20 and 21, and lines 23 and 24, add "or the city engineer, if such power has been delegated to him, as hereinbefore provided."



Page 11, line 29, omits provision regarding conformity of assessment to direction of legislative body given on appeal.

Page 11, line 32, omits requirement that assessment show name of each lot owner.

Page 11, lines 39 to 52, and page 12, lines 1 to 42 added, providing for notice of assessment, protests by interested persons, and action of legislative body on such protests, substantially same as § 21 of Act 8199 and containing much of matter now found in § 13 of Act 8200.

§ 12 amended by omitting provision in regard to demand for payment of assessment where owner of lot can not be found or is unknown.

§ 13 amended by omitting matter placed in § 10.

§ 14 amended by changing reference on page 14, lines 12 and 16, from § 13 to § 10. Page 14, lines 27 to 48 added, regarding manner of making and form of demand for payment of assessment.

§ 37 amended by substituting provision that bonds be issued under provisions of part III of Act 8199 instead of according to provisions of Act 8208.

**A. B. 452. LYONS and LEYMEL.**

Adds § 1161a, C. C. P., making unlawful detainer action applicable to case where debtor holds over after sale upon execution, mortgage foreclosure or under power of sale contained in deed of trust.

**A. B. 453. FEIGENBAUM and WILLIAMSON.**

Amends § 1517, C. C. P., by changing requirement that sales of property of decedents must be reported to court under oath, to requirement that they be in writing, signed by the executor, administrator, or his attorney.

**A. B. 454. FEIGENBAUM and WILLIAMSON.**

Amends § 900, C. C. P., relating to the lien of judgment rendered in justice's court, by adding provision that if enforcement of judgment is stayed on appeal, the lien of the judgment, and any lien or liability created by virtue of any attachment issued in the action, ceases.

**A. B. 455. FEIGENBAUM and WILLIAMSON.**

Amends § 1186, C. C. P., relating to mechanics' liens.

The section now provides that mechanics' liens are preferred to any lien, mortgage, or other incumbrance which has attached subsequent to time when the building or work was commenced, or materials were commenced to be furnished; and to any lien, mortgage, or other incumbrance of which lien holder had no notice, and which was unrecorded at such time.

The amendment to the section provides for the recording with the county recorder of a notice of commencement of work and makes the mechanics' lien preferred to any lien, mortgage, or other incumbrance which may attach subsequent to the filing of notice; and to any lien, mortgage, or other incumbrance of which the lien holder had no notice and which was unrecorded at the time the notice was filed for record.

**A. B. 456. MORRISON.**

Amends § 412, Pol. C., relating to deputies to secretary of state, by substituting for provision for two deputy secretaries at annual salary of \$4,500 each, provision for one assistant secretary at annual salary of \$4,800, with powers and duties of a deputy, and one deputy at annual salary of \$4,500. Increases annual salary of third deputy secretary from \$3,600 to \$4,000.

**A. B. 457. CRAIG.**

New act, supplementing school code bill, S. B. 22, providing alternative method for formation of union or joint union high school district, as indicated at page 1, line 20, to page 2, line 3, of bill, covering case in which constituent elementary districts, or a part thereof, lie within a city high school district.

Also provides that under either method state board of education may dispense with requirement that the elementary district be situate two and one-half miles, or more, distant from high school building.

**A. B. 458. CRAIG.**

Amends § 737*dd*, Pol. C., by increasing the annual salary of the superior court judges in Orange County from \$6,500 to \$7,500.

**A. B. 459. BAUM.**

New act. Codifies in part existing provisions of law relating to public schools. Commonly known as "County Unit Bill."

Provides for complete reorganization of school districts, with exception of joint union high school districts, into two classes: city districts and county districts. All existing districts except joint union high school districts abolished. Classification based on average daily attendance of pupils in existing districts as set forth on pages 24-26 inclusive of bill. Consolidates and condenses matter relating to formation of districts, election of trustees and issuance of bonds, which is made possible by reduction in number of classes in districts and accompanying reductions in different types of procedure required.

**A. B. 460. BADHAM.**

Amends § 1741, Pol. C., relating to high school boards, by deleting therefrom the words "except pupils living within the limits of any city," thereby giving high school boards power to provide transportation for pupils living within limits of a city.

A. B. 461. YOUNG.

Amends § 4273, Pol. C., re fees and salaries in counties of forty-fourth class, Lassen County.

Skeleton bill.

A. B. 462. YOUNG.

Adds § 12, Act 387, concerning fence laws and pertaining to all counties except Trinity, Shasta, Del Norte, Siskiyou, Modoc and Lassen, with special provisions for counties named.

Bill provides that Act 387 and all acts referred to in Act 387 shall be applicable to County of Plumas in same manner as they are now applicable in County of Lassen.

A. B. 463. BADHAM.

Amends § 1610, Pol. C., relating to transportation of public school pupils.

Change occurs in sixth subdivision, limiting requirement that bids for transportation service be obtained, to cases in which contract therefor is made with private parties.

A. B. 464. JESPERSEN.

Amends § 1, Act 2874, by adding a new fish and game district, to be known as fish and game district 18A. Adds § 45a to the act, defining the limits of fish and game district 18A, and amends § 45 by removing territory covered by new district from fish and game district 18.

A. B. 465. JESPERSEN.

Amends § 628f, Pen. C., by adding provision that every person who gathers clams in fish and game district 18A is guilty of a misdemeanor.

A. B. 466. JESPERSEN.

Amends § 1-7 and adds §§ 8-10, Act 2898, relating to regulation of commercial fisheries and use of fish in reduction plants.

See digest of S. B. 434, which is apparently an identical bill.

A. B. 467. LYONS.

Amends § 793, C. C., relative to termination of tenancy.

Declares that notice prescribed by § 791, C. C., does not apply if tenancy is terminated pursuant to § 1946, C. C. (See A. B. 468.)

A. B. 468. LYONS.

Amends § 1946, C. C., re termination of tenancy.

Section now provides, if term not specified, it is deemed renewed at end of term implied by law, unless one party give to the other a certain notice of intention to terminate. Bill declares it is competent for the parties, by written agreement when tenancy is created, to provide that such notice of termination may be given not less than 7 days prior to expiration of term.

**A. B. 469. LYONS.**

Amends § 943, C. C. P., relating to appeal from superior court.

Omits specific provision relative to appeal from judgment or order appointing a receiver.

If appeal is from order or judgment directing sale of personal property upon mortgage foreclosure, bond is to be sufficient to pay deficiency instead of present provision for delivery of the property or payment of full value thereof if judgment affirmed.

Inhibits stay on appeal if appellant is the mortgagor and has transferred the property, unless appellant gives bond covering possible deficiency, among other things. Provision is made for summary judgment upon such a bond.

**A. B. 470. COOMBS.**

Adds § 415a, Pen. C., providing that every person who shoots or discharges any firearms on the public highways of the state is guilty of a misdemeanor.

**A. B. 471. COOMBS.**

New act requiring state department of public works and boards of supervisors of counties to burn or remove all debris, rubbish, brush and dry grass from public highways of state.

**A. B. 472. COOMBS.**

Skeleton bill, amending § 3664aa, Pol. C., relating to taxation of highway transportation companies.

**A. B. 473. COOMBS.**

Skeleton bill amending § 77 of the California Vehicle Act, Act 5128, relating to registration fees.

**A. B. 474. HORNBLOWER.**

Repeals Act 8428, prohibiting and penalizing teaching of unlawful methods of terrorism as means of accomplishing a change in industrial ownership and control or of effecting any political change; which is sometimes known as the criminal syndicalism act.



A. B. 475. HORNBLOWER.

Adds § 530½, Pen. C., relating to impersonation of peace officers.

Provides that any person who falsely impersonates or represents himself to be a peace officer, by any of various means specified, is guilty of a misdemeanor.

A. B. 476. HORNBLOWER.

Amends § 9a, Act 112, relating to real estate brokers.

The bond required from real estate brokers is increased in amount from \$2,000 to \$10,000.

Requires applicant for real estate salesman's license to file bond of \$5,000 with real estate commissioner in like manner as now required of applicants for brokers' license, which salesman's bond is to be liable for injuries caused through lack of faithful performance of duties by salesman as such.

A. B. 477. HORNBLOWER.

Amends §§ 24, 28, 43 and 46 of the "state bar act," Act 591.

Bill deletes words which delegate to board of governors power to fix qualifications for admission to practice law and to fix and collect fees to be paid by applicants for admission. An additional provision is inserted to effect that any person over age of 21 may apply to board for admission to practice law upon presentation of satisfactory testimonial of good moral character, together with satisfactory proof of three years' diligent and bona fide study of law.

Provision of present § 28, permitting board to make appropriations and disbursements from funds of state bar is deleted.

In § 43, annual membership fee for active members is reduced from \$5 to \$3, and words giving board power to increase the fee are deleted.

§ 46. Amended to provide that all fees shall be paid into state treasury instead of into treasury of state bar, as at present.

A. B. 478. SCOFIELD.

Amends § 626i, Pen. C., re protection of deer.

Law now prohibits taking more than one deer in two districts and more than two deer in remainder of state, during one open season.

Bill prohibits uniformly throughout state, taking more than one "male" deer during one open season and provides that deer legally killed and tagged outside of state may be transported "within the state."

A. B. 479. SCOFIELD.

Amends § 626*f*, Pen. C., re protection of deer.

The amendment changes the deer season in districts 4 and 4½. The season formerly was September 15 to October 16; the proposed change makes it December 15 to January 15.

A. B. 480. SCOFIELD.

Adds § 628*l*, Pen. C., re protection of cray fish.

Section makes taking of fresh water cray fish before January 1, 1932, a misdemeanor.

A. B. 481. SCOFIELD.

Amends § 631*c*, Pen. C., re protection of deer.

Bill increases penalties for any violation of 626*e*, Pen. C., regulating killing of deer. Minimum fine is increased from \$50 to \$250, minimum imprisonment from 50 to 125 days and maximum imprisonment from 150 to 250 days.

A. B. 482. SCOFIELD.

New act, relating to the destruction of predatory wild animals.

Bounties to be paid by state for killing and destroying of gray wolf, black wolf, timber wolf, wildcat, lynx, mountain lion, panther or cougar.

A. B. 483. ROLAND (by request).

Amends § 270, Pen. C., re failure to provide child with necessities.

Penalty changed, from imprisonment in county jail, to imprisonment in county jail or state prison.

A. B. 484. WILLIAMSON.

Amends § 690, C. C. P., relating to property exempt from execution and attachment.

Exempts all money held, controlled, or in process of distribution by any political subdivision of the state, derived from contributions by such political subdivision, or by any officer or employee thereof, for retirement or pension purposes.

A. B. 485. PATTERSON, JESPERSEN, SCUDDER, BERNARD and BROCK.

New act, relating to motor club service.

Defines companies engaged in "motor club service" as those furnishing to persons operating vehicles, towing service, emergency road service, insurance service, map service and other types of service connected with operation of motor vehicles.

No company shall contract to render such service without first having obtained a license from the insurance commissioner.

Provides for information which must be filed with application for a license.

No license granted to a company until applicant has given bond of \$25,000 to state, and has paid \$100. Bond not required under certain circumstances.

Commissioner may revoke license issued under provisions of act.

Service contracts must be filed with commissioner before issued. Prescribes form of service contracts.

Exempts certain persons or companies from provisions of act, and prescribes penalties for violation.

A. B. 486. PATTERSON.

Amends § 16x12 of the "Weights and Measures Act," Act 9204, relating to the sealer of weights and measures in counties of the twelfth class, Kern.

Adds clerk at \$125 per month.

A. B. 487. PATTERSON.

Adds §§ 447a, 448a, 449a, 450a and 451a, and repeals §§ 447-455, Pen. C.

See digest S. B. 499—Identical bill.

A. B. 488. PATTERSON.

Adds § 6a, Act 4807, medical practice act.

Board to establish medical library as part of state library at Sacramento, cost a charge against medical examiners' contingent fund.

A. B. 489. PATTERSON.

Amends § 29, Workmen's Compensation, Insurance and Safety Act of 1917, Act 4749.

Provides state including political subdivisions thereof, shall secure compensation insurance in any of the ways enumerated in § 29 of act.

A. B. 490. BYRNE.

Amends § 2196, Pol. C., re licensing of institutions for mental defectives.

Deletes provision that only institutions established for profit shall be licensed under section, and provides that all institutions for care of insane or other incompetent persons must be licensed.

Deletes word "commission" throughout act and substitutes therefor the words "department of institutions," thereby placing administration of section in department, and makes same conform to departmental organization of state.

**A. B. 491. BYRNE.**

Adds § 2181c, Pol. C., authorizing medical superintendent of state hospital to collect from bank or administrator money of insane patient if amount involved is \$500 or less.

**A. B. 492. ROLAND (by request).**

Amends § 259, C. C. P., relating to fees of court commissioners.

Now allowed same fees as notary. Bill allows in addition, for other services, fees as fixed by court or by stipulation approved by court.

**A. B. 493. ROLAND (by request).**

Amends § 1028, C. C. P., relating to fees of court referees.

Now allowed \$5 per day. Bill changed to fees fixed by court or by stipulation approved by court.

**A. B. 494. MILLER.**

New act, re twenty-four hour elementary schools.

Empowers elementary school district with approval of the state board of education to establish and maintain twenty-four hour elementary schools for minors between ages eight and sixteen years who lack proper care by parents or who are insubordinate in school. Pupils may be assigned thereto by order of superintendent of schools of district, approved in writing by parent or guardian. If approval is denied, commitment may be made by order of court. Minor may be released therefrom by order of superintendent of schools of district. If minor's continued presence at school is detrimental to school he may be returned to superintendent of schools of district or to court which committed the child.

Parents or guardian of minor, if possible, must pay for maintenance of child at such school. Upon refusal to do so superintendent of schools of district may ask court to fix amount parents or guardians must pay.

Cost of sites, construction and equipment of building of school to be a charge against school district. Provides for apportionment state school fund in amount sufficient to reimburse school district for cost of educating pupils in such schools at an excess of \$100 per pupil.

**A. B. 495. MORGAN (by request).**

Amends § 7, Workmen's Compensation, Insurance and Safety Act of 1913, Act 4748, relating to appointees.



Adds to subdivision 2, § 7, and empowers commission to authorize its secretary or assistant secretaries to act as deputy commissioner, not exceeding two at any one time, for length of time it shall prescribe; may delegate portion of its authorization and duties to deputy as it shall prescribe; no act of deputy shall be valid unless joined in by at least one commissioner.

A. B. 496. HORNBLOWER.

Amends § 583, C. C. P., relating to dismissal of actions.

Makes five-year feature applicable to delay in bringing to trial after entry of order for new trial or reversal on appeal.

A. B. 497. CRITTENDEN.

Amends § 56, C. C., relating to capability of minors to contract marriage.

Provides that no male under eighteen years and no female under sixteen years may consent to and consummate marriage except upon order of superior court.

A. B. 498. ADAMS, MIXTER, CRITTENDEN and BERNARD.

Appropriates \$55,000 to be expended by division of engineering and irrigation for completion of investigation of water resources of state.

A. B. 499. SEWELL.

Adds § 2178, C. C., limiting liability of steam and electric railways in respect to luggage carried in connection with passenger transportation. Includes sleeping car companies.

A. B. 500. SEWELL.

New act, prohibiting solicitation of business of collecting claim for damages for personal injury sustained in this state with intent of instituting suit thereon outside this state, if the action is in favor of a resident of this state and against a person who is subject to personal service in this state.

A. B. 501. BERNARD.

Amends § 9, Act 1283, relating to tax levy for public cemetery districts.

Board of supervisors of the county, in addition to levying tax for the maintenance of the district, allowed to levy tax for the acquisition of property necessary for the purposes of the district.

A. B. 502. WEST.

Amends § 231, C. C. P., re selection and summoning of jurors in inferior courts.

County clerk now prepares the list of jurors: bill provides that clerk of the court or if no clerk the justice or judge thereof shall prepare same.

A. B. 503. CRAIG.

Appropriates \$25,000 for the purpose of paying premiums of fairs or exhibitions held during the 81st and 82nd fiscal years, by the 32nd district agricultural association.

A. B. 504. NIELSEN.

Amends 4300c, Pol. C., relating to recorders' fees.

To provision that 20c is to be charged for filing every instrument of record, the proviso is added "that the minimum fee for filing for record, recording, indexing and making the necessary entries on any written instrument except as hereinafter or otherwise provided by law, shall be one dollar."

Fee for filing or indexing papers not required to be recorded, raised from 25c to \$1.

Fee for preparing and transmitting to the secretary of state certificates of mortgage, assignment or full or partial discharge of migratory live stock or other mortgaged chattels raised from 75c to \$1.50.

Changes reference to article of Code under which clerk, sheriff and recorder shall pay fees collected to treasurer, from article sixty to article fifty-nine of chapter ten.

A. B. 505. PARKMAN.

Amends §§ 5 and 9, Act 2593, relating to fire departments in unincorporated cities and town.

§ 5. Only first line is retained in amendment. Omits provisions re tax limit and certain notices.

§ 9. Instead of provision requiring board of supervisors to levy tax "sufficient to raise the amount authorized" the board is required to raise an amount "sufficient to defray the maintenance of the district and of such other expenditures as are authorized by this act in connection therewith."

A. B. 506. FEIGENBAUM.

Adds §§ 375 to 375d, Pol. C., creating state department of investment regulation: under control of director appointed by and holding office at pleasure of governor, salary \$10,000.

Department to consist of five divisions: banking, consisting of state banking department; insurance, consisting of insurance department; building and loan supervision, consisting of bureau of building and loan; corporations, consisting of corporation department; real estate, consisting of real estate department.

Chiefs of divisions appointed by and hold office at pleasure of governor, except as otherwise provided by law. Director may be chief of one of the divisions, but shall receive no extra compensation while also serving as such chief and has no jurisdiction in respect to the administration of the functions of any of the divisions except the division of which he is chief.

Chiefs of divisions to report to the director from time to time, director and the several chiefs of divisions to meet as an investment commission from time to time for discussion and consideration of policies on matters concerning any two or more divisions.

**A. B. 507. FEIGENBAUM.**

New act, relating to licensing and regulation of business of private detectives and detective agencies. Repeals Act 2070a.

Identical to Act 2070a (repealed) except that administration of the bill is vested in state bureau of criminal identification in the place of state board of prison directors, and a new section (§ 11) is added, providing for enforcement of act by department of professional standards, in case latter is created.

**A. B. 508. FEIGENBAUM.**

Amends § 1469, C. C. P., relating to setting aside of estates not exceeding \$2,500 in value.

Attaches to the provision that the court may set aside, in favor of widow or minor children, an estate the net value of which does not exceed \$2,500, proviso that if widow or minor child has other estate of \$5,000 or more in value, the assignment shall not be made.

**A. B. 509. WOOLWINE.**

New act, providing for the incorporation, government and management of metropolitan park districts.

Act is identical with S. B. 559, except that each section bears a section heading designating the subject matter of the section, i. e., § 2. "Procedure, petition by electors."

**A. B. 510. WEST.**

Amends §§ 1 and 2, Act 6479, relating to the hours of labor of trainmen.

Present limit of 16 consecutive hours of service changed to 12 hours in any 24. Present requirement as to 10 consecutive hours off duty changed to 12. Present limit of 13 hours' daytime service of train dispatchers, etc., changed to 12.

A. B. 511. WOOLWINE.

New act, validating, legalizing and ratifying all proceedings or actions commenced, prior to taking effect of the bill, under and pursuant to the "Street Opening Act of 1903."

A. B. 512. WOOLWINE.

Adds § 653*f*, Pen. C., relating to the withholding of materials by contractors on public works.

Makes the withholding of materials by any person entering into a contract for the construction of any public work with the state or any political subdivision thereof, a felony.

A. B. 513. WOOLWINE.

Adds §§ 2 $\frac{1}{2}$  and 50 $\frac{1}{2}$  to Act 6386, Public Utilities Act.

Declares toll bridge corporations to be public utilities and as such subject to jurisdiction, control and regulation of the railroad commission.

A. B. 514. WOOLWINE.

Adds § 4*a*, Act 5129, relating to the supervision and regulation of jitney bus operations.

§ 4*a*. Requires motor vehicles coming within purview of act to have toilet facilities for passengers.

A. B. 515. WOOLWINE.

Amends 3664*a*, Pol. C., relating to the rate of taxes on gross receipts of public service corporations.

Rate of tax on gross receipts of interurban electric and gasoline propelled railroads changed from 5 $\frac{1}{4}$  per cent to ---- per cent.

A. B. 516. BERNARD.

New act. Supplements Schools Code Bill (S. B. 22).

Requires boards of supervisors annually (instead of only at time session took effect as provided in existing law), on recommendation of county superintendent of schools, to annex to high school districts elementary school districts not in any high school district.

A. B. 517. BERNARD.

New act. Supplements School Code Bill (S. B. 22).

Provides that in elections for members of boards of union or joint union high school districts, board may designate polling place in each component school district, instead of specifying that such polling place must be at a school house thereof.



Allows high school board to canvass returns of such election not earlier than four days and not later than seven days thereafter, instead of on seventh day thereafter.

A. B. 518. BERNARD.

Amends § 629, Pen. C., relating to the installation of fish screens.

Provides that the fish and game commission shall construct, install and maintain necessary fish screens. Expense to be paid from fish and game preservation fund.

Prevention or interference with the construction of fish screens, or removal thereof, is a misdemeanor, penalty, fine of not less than \$100, imprisonment not less than fifty days, or both.

Deletes provisions that fish and game commission may order private construction of fish screens.

A. B. 519. BERNARD.

Appropriates \$250,000 for exploration and \$500,000 for investigation by department of public works, in relation to coordinated plan for development of water resources of state.

A. B. 520. BADHAM.

Supersedes provisions of § 4.454 of School Code, which in turn supersede provision of § 1616, Pol. C., relating to the rate of taxation for the support of kindergartens.

District allowed to levy a rate of tax up to 20 cents on the \$1 of taxable property in district, instead of 15 cents.

A. B. 521. BYRNE.

Adds § 3670*d*, Pol. C., relating to refunding of bonded indebtedness of political subdivisions by the state.

Provides that when bonded indebtedness outstanding on November 8, 1910, is paid by political subdivisions from revenues thereof, the state shall pay "proportion of the amount so paid which would have been due from the state had payment been provided for by taxation."

A. B. 522. BYRNE.

§ 4.452 of this act supersedes provisions of § 4.452 of School Code Bill, S. B. 22, and provides that kindergarten fund shall be available for the maintenance of kindergartens or for the building and equipping of a building for the accommodation of kindergartens established by the district under provisions of S. B. 22.

§ 4.452 of S. B. 22 provides that the kindergarten fund shall be available only for the maintenance of kindergartens established under the provisions of School Code.

A. B. 523. BYRNE.

New act providing for establishment of state hospital for the insane, situate in Southern California.

Creates commission composed of governor, lieutenant governor, state engineer, director of institutions and a member of the Psychopathic Association of California, to select and purchase site. State engineering department to erect necessary buildings.

Hospital to be controlled and managed in manner provided by law for management of other state hospitals.

Appropriates \$250,000.

A. B. 524. JAMES A. MILLER.

Amends § 84, C. C., relating to the legitimacy of children of annulled marriages.

Provides that the court may make such order for the maintenance and support of children of annulled marriages as may seem necessary and proper.

A. B. 525. FRY.

Amends § 3051, C. C., relating to lien of keepers of garages for automobiles. Such keepers to have a "general" lien dependent on possession "or repossession" for the safe keeping, making repairs and performing any labor upon or furnishing materials for automobiles.

Existing provision limits lien to a special lien for safekeeping.

A. B. 526. JONES.

Amends § 1444, C. C. P., re appraiser of estate in probate.

Under the law no person is eligible as appraiser if related by consanguinity or affinity to or connected by marriage with, or if a partner or employee of the judge.

Bill changes the consanguinity and affinity features to such as may be within the fourth degree.

A. B. 527. JONES.

Amends § 1723, C. C. P., re notice of hearing in proceeding for termination of life estate, homestead right, etc., in certain cases.

Law provides for posting of notice at court house and allows such further notice as court may order.

Bill requires notice by publication or posting and, if by posting, then in at least three public places in the county, one to be the place where court is held.

Requires also appointment of inheritance tax appraiser in such proceeding to determine what, if any, inheritance tax is payable.

**A. B. 528. FISHER.**

Amends § 3, Act 1934, regulating business of buying or selling imitation milk or imitation milk products.

Deletes provision which requires label to show name and actual percentages of ingredients used in manufacture of imitation milk. In lieu thereof requires label to show names of the various ingredients and the actual percentages of fat contained in said imitation milk and the percentage of milk fat, if any.

Deletes requirement that label bear legend "not suitable for infant food."

**A. B. 529. CRAIG.**

Adds § 17a, Act 4916, creating department of petroleum and gas.

Makes it duty of state oil and gas supervisor to make and enforce rules for prevention of unnecessary injury to or loss of life and property during drilling of oil wells.

**A. B. 530. CRAIG.**

Amends § 1733a, Pol. C., re formation of union or joint union high school district.

Deletes provision requiring that such election be held separately at the school houses of the several proposed constituent elementary districts.

Law inhibits any elementary district from joining in formation of such larger district if it lies within two and one-half miles of an existing public high school building. Bill permits state board of education to waive this restriction.

Bill would also permit formation of high school district (as well as union or joint union high school district) by following procedure indicated in said section.

**A. B. 531. CRITTENDEN.**

Amends § 5, Act 6478, railroad full crew law.

Makes it duty of railroad commission to enforce the act.

**A. B. 532. FISHER.**

Amends § 1, Act 1248, regulating conduct of canneries.

Exempts the business of pasteurizing, condensing, evaporating or canning milk from that provision of the law which requires a license from the state board of health in those cases wherein sterilization, in the opinion of said board, requires the use of a pressure cooker or a retort.

A. B. 533. BADHAM.

New act, supplementing School Code Bill, S. B. 22, authorizing governing board of any school district to allow traveling expenses of any employee of district incurred in performing services under direction of said board.

A. B. 534. JONES.

Amends title and §§ 2, 4, 5, 6, 7, 11, 12 and 16, repeals § 2½ and adds § 6¾, Act 8443, inheritance tax act.

Title amended to indicate that act prescribes penalties.

§ 2. Declares that when a taxable transfer is made of property in this state by deed, sale, assignment, or gift, the value is taken as of date of death of transferor. In subdivision (6) omits latter part thereof in re failure to exercise power of appointment in certain cases. In subdivision (10) relative to schedule of deductions allowable, bill restricts such allowable deductions to cases in which paid by estate or transferee. Expenses of administration when included as allowable deduction are to be computed on value of estate at date of decedent's death. Includes inheritance and transfer taxes paid to any territory or to any foreign country among allowable deductions.

§ 2½. Repealed. Relates to stock in California corporations held by nonresident decedents.

§ 4, setting forth schedule of taxes, expressly excepts property transferred to wife of decedent.

§ 5. Changes rate of tax in certain cases.

§ 6. Exempts proceeds of federal war risk insurance policy payable to estate of veteran. Relative to exemption of charitable and similar corporations organized in other states, makes exemption in favor thereof dependent upon status of inheritance tax law of state in which same is organized.

§ 6½ relates to tax imposed in respect to intangible personal property and places residents of foreign countries on same basis as residents of other states.

§ 6¾ prescribes tax payable upon property transferred to wife of decedent.

§ 7 provides that all payments made after expiration of eighteen months' period shall be applied first to payment of interest on the tax to date of payment and balance, if any, on the tax.



§ 11 relates to modification of court orders re taxes payable in certain cases. Bill declares that reference in subdivision 3 of said section to procedure upon reversal or modification shall not be construed as giving any right to have such order modified or reversed in addition to such rights accorded by Code of Civil Procedure for modification or reversal of judgment.

§ 12 expressly confers upon state controller and inheritance tax attorneys authority to administer oaths and examine persons for purpose of acquiring needed information relative to ascertainment and collection of tax. Penalty for divulging of information by controller or inheritance tax attorney changed from misdemeanor to felony.

To § 16 is added proviso relative to presumption as to correctness of report of inheritance tax appraiser. (Page 13, lines 29-33.)

A. B. 535. FRY.

Appropriates \$150,000 to pay claims of corporations arising from erroneous assessment and unlawful collection of taxes paid by them under corporation license tax acts of 1905 and 1915.

A. B. 536. FRY.

New act, requiring presence of life guards at public swimming pools and bath houses conducted for profit and adjoining sea coast, lake, river or other body of open water.

A. B. 537. WRIGHT.

Appropriates \$185,000 to be expended in effecting adjustment and completion of purchase of lands included within existing state land settlement projects. Enrolled. Approved. Stats. 1929, Ch. 11.

A. B. 538. CRONIN.

Adds § 164, Pen. C., relating to making of contracts for collection of damages for injuries to persons.

Provides any person who shall make or solicit any contract whereby he or his agent is appointed attorney in fact, or is given any power of attorney to investigate and adjust on behalf of person damaged, any claim or damage to person or property resulting from accidents, shall be guilty of a misdemeanor. In case of conviction, fine not to exceed \$1,000.

Act excepts duly licensed attorneys at law.

A. B. 539. CRONIN.

Amends § 1986, C. C. P., re issuance of subpoena for taking of a deposition.

To issue by clerk upon application of party supported by affidavit, dispensing with requirements for court order therefor.

A. B. 540. NOYES.

Amends § 4263, Pol. C., re salaries of officers of counties of the thirty-fourth class, Yolo County.

Skeleton bill.

A. B. 541. NOYES.

Amends § 4269, Pol. C., re salaries of officers of counties of the fortieth class, Yuba County.

Skeleton bill.

A. B. 542. NOYES.

Amends § 4270, Pol. C., re salaries of officers of counties of the forty-first class, Sutter County.

Skeleton bill.

A. B. 543. NOYES.

Amends § 2646, Pol. C., re maintenance and repair of county roads and highways.

Now provides for repair of highways constructed under the county bond highway act of 1907.

Bill makes more explicit the provision that board of supervisors may do such work by contract under provisions of § 2640, defraying cost thereof from general fund, general road fund or district fund. Also provides that other paved highways (than those constructed under said bond act of 1907) may by the board be made subject to the provisions of § 2646.

A. B. 544. NOYES.

Act amends §§ 5 and 8. Act 8368*a*, re levee district number 1, Sutter County.

Provides that the clerk of the board of directors shall furnish to the county clerk uniform ballots for the election of levee directors.

Changes the date of meeting of board to determine tax rate from the third Monday in September to the first Tuesday after the first Monday in September. Changes the date when auditor must enter tax rate from third Monday in October to fourth Monday in September.

Deletes provisions setting forth a special method for the collection of taxes provides that taxes levied after the first Monday in March preceding their levy shall be collected in the same manner and at the same time as other taxes.

Provides the board may bring action in the name of the district against all proper parties for the recovery of delinquent taxes and penalties for the enforcement of the lien thereof on the land assessed. Court may order the land to be sold to satisfy the lien.

A. B. 545. NOYES.

Amends § 2, Act 6528, reclamation district 1500.

See digest, S. B. 351; identical measure.

A. B. 546. NOYES.

Appropriates \$1,000 to pay the claim of Arthur B. Eddy against the state.

A. B. 547. JESPERSEN.

New act. Restricts attendance at California Polytechnic School to male students; effective June 30, 1929, as to new students; June 30, 1930, as to students now enrolled.

A. B. 548. JESPERSEN.

New act, supplementing School Code Bill (S. B. 22), re union and joint union school district elections.

Present law calls for a polling place in each constituent elementary district. Bill requires district governing board to designate polling place in union or joint union district school house.

A. B. 549. JESPERSEN.

New act, supplementing School Code Bill (S. B. 22), re annual meeting of school district trustees for selection of clerk.

Changes date from first Saturday to first day of May.

A. B. 550. JESPERSEN.

Adds §§ 13 and 14, Act 1283, re public cemetery districts.

Annexation of land to and exclusion of land from such a district is provided; by order of county board of supervisors, upon petition therefor and hearing thereof.

A. B. 551. LUTTRELL.

New act, supplementing School Code bill (S. B. 22), re conventions of high school principals.

Changes the designation "high school" to "secondary school," with reference to such conventions and such principals.

Chairman of convention to be designated by state board of education. Commissioner of secondary schools is ex officio chairman under existing provisions of law.

**A. B. 552. LUTTRELL.**

Bill supplementing School Code bill (S. B. 22).

Provides that vacation permits to work, issued to minors, shall be issued by city superintendent of schools, if minor resides in city, otherwise by county superintendent. At present, such permits are signed by principal of school, if in session, otherwise by custodian of school records.

**A. B. 553. BERNARD, COOMBS, LEYMEL, McDONOUGH, QUIGLEY, REINDOLLAR, ROBERTS, SCOFIELD, SPALDING and WRIGHT.**

New act, establishing retirement system for state employees.

Establishes retirement system for employees of the state independent of workmen's compensation laws. Provides for compulsory membership by, and requires contributions from salaries of, all public employees qualifying under § 4 of bill. Provides for retirement of employees who qualify under § 13 of bill on retirement allowances provided for in §§ 14-16. System is to be administered through a board of administration serving without compensation, and consisting of president of civil service commission, director of finance and one member appointed by governor. Appropriates \$1,466,286 to be expended for purposes set forth in § 27 of the bill.

**A. B. 554. LUTTRELL.**

New act supplementing School Code bill (S. B. 22). Supersedes provisions of § 1,144 of S. B. 22 which is derived from Act 7487, § 1 (4). Bill increases required days of instruction for children being taught by tutors from 160 to 170 days to escape the compulsory education law (Act 7487), and requires tutors to hold valid state "credential" for grade taught.

**A. B. 555. LUTTRELL.**

New act supplementing School Code bill (S. B. 22). Allows issuance of permits to work outside of school to minors over 12 years of age instead of to minors over 14 years of age as at present.

**A. B. 556. ADAMS.**

Amends § 2322, Pol. C. Allows county horticultural commission of counties of 27th class (Merced County) three inspectors instead of one at \$150 per month while employed, and allows their employment for six months per year instead of three. Restricts amount that may be expended for inspectors per year to \$18,400. Omits provision restricting traveling expenses of inspectors to \$3.50 per day.

**A. B. 557. BERNARD.**

New bovine tuberculosis law.



Identical with S. B. 481 except that § 4b requires "all sales and all other disposition" of tuberculin instead of "use" thereof to be reported.

See digest of S. B. 481.

A. B. 558. MILLER, ELEANOR.

Adds § 644a, Pen. C., relating to female habitual misdemeanants.

Provides that any female convicted three times of misdemeanors involving moral turpitude may, in discretion of court, be imprisoned in California institution for women for 1 to 5 years. If convicted four times on such charges such female must be so imprisoned. Defines "moral turpitude."

A. B. 559. MILLER, ELEANOR.

Amends § 1168, Pen. C., relating to indeterminate sentences.

Makes provisions of section apply to reformatories and governing bodies thereof as well as to state prisons and state board of prison directors.

A. B. 560. REINDOLLAR.

Amends § 365f, Pol. C., relating to acquisition of land for highway purposes.

Enlarges scope of section to allow acquisition of streets, as part of state highway system, in municipalities having population not exceeding 8000. Present law applies only to municipalities having population not exceeding 2500.

A. B. 561. JOST.

Amends § 5a, Act 5994, regulating sale of poisons.

See digest of S. B. 546, an identical bill.

A. B. 562. JOST.

Amends §§ 12 and 16, Act 5886, regulating practice of pharmacy.

Identical with S. B. 545, except that the following are added: "paregoric" page 2, line 44, and "essence of jamaica ginger" page 3, lines 12-13.

See digest of S. B. 545.

A. B. 563. WILLIAMSON.

New act, relating to contractors state license board.

See S. B. 712; an identical bill.

A. B. 564. McDONOUGH.

Amends § 1, Act 3456, relating to laws of employment of women.

§ 1 is amended to include every manufacturing, mechanical and mercantile "industry," among those employments in which women may not work more than 8 hours during any 24 hours nor more than 48 hours during one week.

A. B. 565. McDONOUGH.

Amends § 4, Act 3625.

Restricts provision excepting courses in vocational and manual training in schools, from prohibition against working of minors in certain occupations, by limiting exceptions to manual training courses given in regular school building.

A. B. 566. EASLEY.

Amends § 629, Pen. C., re protection of fish and game.

Provides that fish and game commission may construct necessary fish screens to be paid for out of fish and game preservation fund. Present provision provides for construction of such screens by persons owning or controlling mill races, irrigating ditches, pipes, flumes, tunnels or canals.

A. B. 567. COOMBS and WOOLWINE.

New act, re Olympic games.

Creates Olympic games commission of five members, appointed by governor, to advertise games and to advance prospects or advantages of state in manner deemed advisable. Appropriates \$500,000.

A. B. 568. COOMBS.

Adds §§ 12-20, inclusive, to mosquito abatement act, Act 3701.

The added sections provide for the formation of mosquito abatement districts composed of two or more counties or cities and counties or portions thereof or portions of one county with portions of another county having a population of not less than 100 inhabitants in the county or portion thereof to be embraced within such district. The method of formation of the district is set forth, which is to be by petition and action by boards of supervisors of the counties concerned. Provides for levy and collection of taxes for purposes of the district, the annexation of territory to said district and the dissolution thereof.

A. B. 569. EASLEY.

Amends § 1446, Pen. C., re fines imposed in justices' and police courts.

Provides that person sentenced to pay a fine may be imprisoned for such time as court may adjudge until the fine is satisfied, instead of being imprisoned one day for each dollar of the fine.

A. B. 570. EASLEY.

Amends § 605, Pol. C., relating to fees payable to insurance commissioner.

See Senate digest S. B. 621, identical bill.

A. B. 571. EASLEY.

Amends §§ 591, 596*a* and 606, Pol. C., adds § 606*a*, relating to the insurance commissioner.

See S. B. digest, S. B. 622, identical bill.

A. B. 572. EASLEY.

Amends § 594, Pol. C., relating to definitions and classes of insurance, and requiring insurance companies to have stock of specified par value.

See Senate digest, S. B. 623, an identical measure.

A. B. 573. EASLEY.

Amends § 2655, C. C., defining "marine" insurance.

See Senate digest, S. B. 624, an identical measure.

A. B. 574. EASLEY.

Amends § 428, C. C., relative to amount of insurance which may be carried on any one risk.

See digest of S. B. 625, an identical measure.

A. B. 575. EASLEY.

Adds §§ 452*b*, 452*f* and amends § 453, C. C., relating to mutual benefit associations transacting business on the assessment plan.

See digest of S. B. 626, an identical measure.

A. B. 576. EASLEY.

Amends § 596, Pol. C., relating to transaction of insurance in state without complying with law and being authorized so to do; also relating to surplus line brokers and conditions upon which they may do business in this state.

See digest, S. B. 627, an identical measure.

**A. B. 577. ANDERSON and MIXTER.**

Amends § 4131, Pol. C., re recordation of instruments. Adds provision county recorder may record instruments by photography.

**A. B. 578. ANDERSON, ROSCOE J.**

Amends § 2337, Pol. C., re state department of social welfare.

Provides that no license required to be obtained from said department in case where a person receives child into his own home if same ordered by judge of juvenile court and approved by probation committee or juvenile probation officer of county. In such case, said department to have no jurisdiction.

**A. B. 579. ANDERSON, ROSCOE J.**

New act relating to appointment, etc., and duties of county engineer for each county.

Provides board of supervisors of any county may appoint competent civil engineer as county engineer who shall be county officer; term of office prescribed by board of supervisors; removable at any time for good cause.

Duties include correction and control of all construction, improvement, maintenance and repair of county roads, highways and bridges.

Authorizes board of supervisors for each county to purchase all equipment to carry out object of act; to provide county engineer with office and assistants.

**A. B. 580. ANDERSON, ROSCOE J.**

Amends § 626f, Pen. C., re protection of game.

Changes season on deer from August 31–October 15 to September 15–October 15. Same uniform throughout state.

Omits provision excepting game districts 2, 2½, 3, 1, 1½, 4½, 23, 24, 25, 26, 4, 4½.

**A. B. 581. ANDERSON, ROSCOE J.**

Amends § 487, Pen. C., re grand theft.

Deletes word "theft" and substitutes "larceny." Re-establishes crime of grand larceny.

Provides when domestic fowls taken valued at \$50 same constitute grand larceny.

Provision making taking automobile grand larceny omitted; makes taking hog, sow, boar, gilt, barrow or pig grand larceny.



A. B. 582. ANDERSON, ROSCOE J. (By request.)

Amends § 726, C. C. P., re actions for foreclosure of mortgage.

Deletes provision for order in which proceeds of sale under mortgage shall be applied to amounts due thereon; and that court may appoint commissioner or elisor to conduct sale under mortgage.

Provides all sales must be conducted by sheriff of county in which judgment entered and fixes fee due sheriff for services at \$10.

A. B. 583. ANDERSON, ROSCOE J.

New act, provides highway extending from town of Burney, Shasta county, to Burney Falls, Shasta county, declared state highway and under control of California highway commission.

A. B. 584. ANDERSON, ROSCOE J., and YOUNG.

New act, establishing state highway between a point passing through Alturas, Modoc county, and a point where present Oregon state highway passing through New Pine Creek, Oregon, intersects Oregon-California boundary line. Department of public works authorized to improve same whenever it may deem expedient.

A. B. 585. ANDERSON, ROSCOE J.

New act declaring public highway from Douglas City, Trinity county, to Peanut, Trinity county, state highway; management and control under California highway commission.

A. B. 586. ANDERSON, ROSCOE J.

Amends § 1, repeals § 9 and adds §§ 2a, 2b, and 2c to act 8062, re employment of prisoners.

§ 1, provision authorizing state board of prison directors to employ prisoners omitted.

Provides board of prison directors shall employ able-bodied prisoners; deletes limitations regarding employment of prisoners to work that may be needed for any state, or other public use and provides prison directors may cause prisoners to be employed in other useful employment.

§ 2a, provides all prisoners employed under act be paid not to exceed \$1.50 day and empowers prison board to fix wage; that all net profits derived from sale of products of prison labor shall be paid into prison employment revolving fund, which fund is hereby created.

Provides  $\frac{2}{3}$  balance due prisoner each month be paid to dependents of prisoner or, if no dependents, same shall be cumulated until prisoner is released; fund then to be paid to prisoner at rate of \$50 per month until he obtains employment; balance remaining returned to revolving fund.

§ 2c provides appropriation of \$400,000 to be paid into revolving fund to accomplish provisions of act.

§ 9 of act repealed, re exemption from provisions of act of money obtained from sale of jute and products or money obtained from crushing rock or stone.

**A. B. 587. ANDERSON, ROSCOE J.**

New act, re establishment of college of mining at or near Redding.

Provides for commission to select suitable site for "California College of Mining," a northern branch of University of California, consisting of governor, chairman of state board of control, chairman of geology department of University and four members to be appointed by governor. Provides site be not less than 100 acres and commission empowered to do all acts necessary to obtain site. Title to be taken in name of regents of University of California; commission empowered to secure an additional mineral ground for purpose of instruction in practical mining.

Act vests management of site in board of regents and directs regents to prepare grounds and construct necessary buildings; appoint instructors and employees; to give courses of study as may be necessary; board of regents to confer upon graduates degree of junior mining engineer and degree of mining engineer upon students completing graduate course.

Act appropriates \$250,000 to be expended for purchase of site, etc.

**A. B. 588. ANDERSON, ROSCOE J.**

Appropriates \$25,000 to pay annual expenses of College of Mining, Northern Branch of the University of California, at or near Redding. (See A. B. 587.)

**A. B. 589. ANDERSON, ROSCOE J.**

Amends § 4284, Pol. C., re salaries of officers of counties of 55th class, Trinity County. See Digest S. B. 440, an identical measure with exception that words "from the date this act takes effect" are added to p. 1, 1-25, A. B. 589.

**A. B. 590. ANDERSON, ROSCOE J.**

Amends § 4264, Pol. C., re salaries of county officers of the 35th class, Shasta County.

Increases salary of auditor from \$2,400 to \$2,800. Allows auditor one additional deputy at salary of \$1,200.

Increases salary of superintendent of schools from \$2,100 to \$2,700; salary of deputy from \$900 to \$1,200 per annum.

**A. B. 591. ANDERSON.**

Act adds § 1822c, C. C. P., re sale of property of missing persons by trustee thereof.

Provides that trustee may sell any or all of personal or real property of missing person when it is considered for best interest of all parties concerned. Sale shall be made upon petition to court, asking for an order directing same. Hearing on petition shall be set not sooner than 10 days after filing thereof and notice shall be given by mail to all parties who would be heirs at law of missing person if he were dead.

On hearing of petition, proof shall be offered showing reasons for making of sale, and upon granting of petition the court shall order trustee to sell any or all property in accord with the provisions of law covering sales of property of deceased persons, including the provisions concerning confirmation thereof.

A. B. 592. LEVEY, McDONOUGH and SEWELL.

Act amends §§ 51, 66, 72 and 73, act 5128, California Vehicle Act, relating to licenses and registration of motor vehicles.

See digest S. B. 598, an identical bill.

A. B. 593. LEVEY, McDONOUGH and SEWELL.

Adds §§ 36½ and 36¾, act 5128, California Vehicle Act, relating to ability to respond in damages.

See digest S. B. 596, an identical bill.

A. B. 594. LEVEY, McDONOUGH and SEWELL.

Act amends § 36 of act 5128, California Vehicle Act, re applications for registration of motor vehicles.

See digest S. B. 597, an identical bill.

A. B. 595. LEVEY, McDONOUGH and SEWELL.

Adds § 1714½, C. C., re liability of state for negligence of state officers and employees.

See digest S. B. 590, an identical bill.

A. B. 596. LEVEY, McDONOUGH and SEWELL.

Adds § 1714¼, C. C., re negligence in operation of motor vehicles.

See digest S. B. 591, an identical bill.

A. B. 597. LEVEY, McDONOUGH and SEWELL.

Amends § 61, Act 5128, California Vehicle Act, re application for operators' and chauffeurs' licenses.

See digest S. B. 595, an identical bill.

A. B. 598. LEVEY, McDONOUGH and SEWELL.

Amends § 62, Act 5128, California Vehicle Act, re application for operators' and chauffeurs' licenses, and liability of parent, guardian or employer for negligence of minors in the operation of motor vehicles.

See digest S. B. 594, an identical bill.

A. B. 599. LEVEY, McDONOUGH and SEWELL.

Amends § 142, Act 5128, California Vehicle Act, re creation of a traffic and safety bureau in division of motor vehicles.

See digest S. B. 592, an identical bill.

A. B. 600. LEVEY, McDONOUGH and SEWELL.

Amends § 74, Act 5128, California Vehicle Act, re penalty for driving motor vehicle while license is suspended or revoked.

See digest S. B. 593, an identical bill.

A. B. 601. YOUNG.

New act, establishing "Lassen Game Refuge."

Establishes boundaries of refuge and prohibits hunting or possession of firearms in refuge.

A. B. 602. YOUNG.

New act, declaring highway from Malin to Oregon state line a state highway. See digest of S. B. 457, identical bill.

A. B. 603. WILLIAMSON.

New act, re granting leaves of absence to teachers in state teachers colleges and special schools governed by department of education. Empowers department to grant leaves of absence to such teachers on same conditions applicable to employees of school districts. Supplements School Code.

A. B. 604. INGELS.

New act, relating to publication of textbooks and teachers' manuals for elementary schools. Provides State Board of Education shall publish textbooks and teachers' manuals for studies prescribed for elementary schools, except in morals and manners and art, for each of which teachers' manual may be adopted. To supersede § 6.260 of School Code.

A. B. 605. CRAWFORD.

New act, relating to composition of boards of consolidated school districts. Provides in districts consisting of more than two elementary



districts, not more than three members shall come from any one district.  
To supersede § 2.1021 of School Code.

A. B. 606. WILLIAMS.

Amends § 3700, Pol. C., re state board of equalization.

Increases salaries of members of board from \$4,000 to \$5,000 per annum.

Omits provision for salary of secretary of board, now fixed by § 3700a, Pol. C.

A. B. 607. KEATON.

New act to supersede § 6.751 of school code, relating to use of public school houses as civic centers. Provides such use shall be subject to regulations of governing board of district, and shall not interfere with use for school purposes.

A. B. 608. PARKMAN.

New act, supplementing school code, relating to retirement of teachers of the blind and the deaf.

Provides service in public schools for the deaf or the blind outside of California, and in special classes for deaf or blind in public schools of this state shall be reckoned on same basis as experience in public day or evening schools outside of California in determining right to retirement salary under provisions of school code.

A. B. 609. BYRNE.

New act, relating to establishment of sales rooms and industrial workshops for the blind.

Authorizes their establishment by department of institutions, with approval of department of finance, for instruction of the blind and physically handicapped.

Gives director of department of institutions power to make regulations necessary to enforce act, and directs department to rent suitable quarters for such sales rooms or shops and to purchase all necessary equipment.

Provides blind or other physically handicapped persons who have been residents of state for one year prior to application are eligible for entrance.

Appropriates \$50,000 for a permanent revolving fund known as the "industrial workshop revolving fund" to carry out the provisions of act, and provides that all money received from the sale of products manufactured in said workshops shall be credited to said fund.

A. B. 610. BADHAM.

New act, to supersede § 2.110 of school code, relating to establishment of kindergartens in elementary school districts.

Provides governing board of any district may at its discretion and must upon petition of parents or guardians of 25 or more children between the ages of  $4\frac{1}{2}$  and 6 years, establish kindergartens in district.

A. B. 611. ROLAND (By Request).

New act, to supersede § 4.774 of school code, relating to apportionment of moneys to elementary school districts.

Provides county superintendent of schools must calculate one additional teacher for county for each 300 pupils or major fraction thereof in average daily attendance in those districts where there were less than 300 pupils in average daily attendance for next preceding school year.

A. B. 612. DILLINGER.

New act, declaring highway between a point on present state highway passing through Ione in Amador County, and a point on present state highway passing Wait's service station, Amador County, a state highway and placing it under control of department of public works.

A. B. 613. SCUDDER.

New act to supersede §§ 3.230 and 3.231 of school code, relating to establishment of junior high schools.

Provides that in any high school district governed by a city or a city and county board of education or a high school board, one or more junior high schools may be established by resolution of said board.

Provides that governing board of a county, a union, a joint union, or a city high school district may establish a junior high school only when a majority of the boards of trustees of elementary school districts in said district shall approve organization of said junior high schools; or when electors of high school district have voted in favor thereof at an election called for that purpose.

A. B. 614. DEUEL.

New act, supplementing school code, relating to establishment and maintenance of dormitories at state teachers colleges. Provides director of education may provide for their establishment and maintenance and fix rates charged students for quarters therein.

A. B. 615. DEUEL.

New act, supplementing school code, relating to cafeterias in state teachers colleges.

Provides director of education may provide for their establishment and maintenance, and that food served shall be sold at such price as will pay cost of operation and maintenance.

A. B. 616. DEUEL.

New act, supplementing school code, relating to pupils attending school in a district other than that in which they reside.

Provides their attendance shall be kept separate, and shall be credited to district in which pupils reside.

A. B. 617. DILLINGER.

Act amends § 52, adds § 52½, act 2874, re fish and game districts.

Adds two northern townships in Alpine County to fish and game district 24.

Creates new fish and game district 24a in southeastern corner of El Dorado County.

A. B. 618. DILLINGER.

Act amends § 4278, Pol. C., re salaries and fees of officials in counties of the 49th class. Calaveras County.

Provides there shall be one deputy in sheriff's office at salary of \$1,000 per annum. Increases salary of deputy of tax collector from \$4 per day for not more than 100 days to \$900 per annum and permanent employment. Allows deputies of assessor actual and necessary travelling expenses not to exceed in aggregate \$1,000 per annum incurred in the assessment of property.

A. B. 619. EASLEY.

Amends § 623, Pol. C., re filing of bonds by insurance companies.

See digest, S. B. 628, an identical measure.

A. B. 620. EASLEY.

Amends § 453hh, C. C., re land value insurance.

See digest, S. B. 629, an identical measure.

A. B. 621. EASLEY.

Amends § 634a, Pol. C., re reinsurance, and defines words "company" and "capital stock." Act omits reference contained in present law to corporations transacting business of mutual insurance on assessment plan as defined in § 453d, C. C.

See digest S. B. 407, a similar measure, but not identical. Group of persons organized under "Lloyds plan" omitted from definition of company.

A. B. 622. EASLEY.

Adds § 653*bb*. Pol. C. re prohibition of sale, issuance or delivery of stock or securities by any special or advisory board contracts with life insurance policies in this state.

See digest, S. B. 631, an identical measure.

A. B. 623. EASLEY.

Adds § 596*c*. Pol. C. relating to insurance companies organized or licensed under laws of state to do business in any other state or territory without being first authorized so to do.

See digest S. B. 632, an identical measure.

A. B. 624. BERNARD.

New act. Supplementing School Code bill (S. B. 22).

§ 2.1090 of act will supersede § 2.1090 of S. B. 22. Changes time of organization meeting of district, union and joint union high school boards on first Saturday in May from noon to 2 o'clock p. m.

A. B. 625. EASLEY.

Amends § 421, C. C. re investments of insurance companies.

See digest S. B. 633, identical bill.

A. B. 626. EASLEY.

New act, relating to "incontestable clause" in policies of life insurance.

See digest S. B. 634, an identical measure.

A. B. 627. EASLEY.

New act, relating to incorporation of provision by life insurance companies for payment of benefits in event of permanent total disability of insured.

See digest S. B. 635, an identical measure.

A. B. 628. NIELSEN.

Amends §§ 8, 9, 10 and 11 of act 4807, State Medical Practice Act.

Skeleton bill.

A. B. 629. WILLIAMSON.

Act amends § 767 of Pol. C. re reporters' salaries.

Identical to Senate Bill 503. See digest S. B. 503.



A. B. 630. WILLIAMSON.

“The San Francisco-San Mateo Consolidation Act of 1929.”

Act provides the necessary legislative enactment required under subdivisions 6 and 7 of § 8½ of article XI of the constitution to permit the city and county of San Francisco and the county of San Mateo, or parts thereof, to consolidate under one city and county government.

Provides for the necessary elections, forms of ballots, discontinuance and abolishment and assimilation of legislative, executive and judicial offices in territory annexed; for assumption of indebtedness and liability by the consolidated city and county and for the equalization thereof by the legislature; and for the government of the territory annexed as an integral part of the city and county of San Francisco.

A. B. 631. WILLIAMSON.

New act authorizing grant to be made to Utility and Service, Incorporated, of an easement over land owned by the State of California in Napa County. Director of finance empowered for and on behalf of state to do all things necessary in order to grant and convey to Utility and Service, Incorporated, an easement for the purpose of installing and maintaining a pipe line over the Napa State Hospital property, subject to conditions imposed by said director.

A. B. 632. WEST.

Adds § 361½, Pol. C., re department of agriculture.

Bill provides that any bureau, division, board or other agency of department supported otherwise than by appropriation from general fund in state treasury may be charged to pro rata share of administrative expenses of department, apportionment to be made by director of agriculture with approval of director of finance. Such moneys received to be remitted to state treasurer and credited to the current appropriation from the general fund for support of said department.

A. B. 633. LYONS.

Amends § 925, Pen. C., re grand jury.

Bill provides for stenographic reporter to transcribe testimony taken in investigation of criminal cause when requested to do so by the grand jury, reporter to be compensated on basis of rates prescribed in § 274, C. C. P., and to be paid from county treasury. Present law provides for transcribing only in cases where indictment is returned.

A. B. 634. LYONS.

Amends § 928, Pen. C., re grand juries.

Bill provides that in addition to certain enumerated duties under present law, it shall be the duty of the grand jury when making examination of books, records, and accounts of officers of county, or when

reporting upon the needs of county officers, to include an examination and report upon all books, records and accounts of all the officers of such county kept in their ex officio capacity, as incumbents or officers of any special district.

**A. B. 635. LYONS.**

Amends § 4300*f*, Pol. C., re fees of jurors.

Bill would allow foreman and secretary of grand jury to be paid \$10 per day for each day's attendance or while engaged in grand jury work.

**A. B. 636. LYONS.**

Amends §§ 13 and 14, act 2048, relating to the regulation of the practice of dentistry.

§ 13. Existing provision provides for revocation or suspension of license to practice dentistry by the board of dental examiners. Amendment provides that a license may be revoked or suspended by "proceedings instituted" by board of dental examiners and "upon judgment of a competent court."

§ 14. Present law allows board of dental examiners to proceed to judgment revoking or suspending a license after a hearing. Amendment provides board shall certify charges against the licensee to superior court, whereupon the superior court is to proceed as in a criminal proceeding to determine the truth or falsity of the accusation, and to enter judgment revoking or suspending a license in accordance with the facts adduced.

**A. B. 637. HARPER.**

New act, re life diplomas. Supplements School Code bill (S. B. 22).

§ 5.383. Requires State Board of Education to proceed in accordance with general rules and regulations which it has adopted whenever the holder of a life diploma, by written request, asks that it be revoked. Such request to be received and read at one meeting and a hearing held thereon at subsequent meeting.

Request for revocation of diploma not to be granted except after investigation by committee of the board and filing of report by the committee.

**A. B. 638. FEELEY.**

New act, granting 4 parcels of tide and submerged lands within boundaries of city of Oakland, to the city of Oakland.

Land is to be held in trust by city for uses and purposes designated in the bill.

A. B. 639. WEST.

Amends §§ 1 and 2, Act 6479, relating to the hours of labor of trainmen.

See digest A. B. 510, identical bill.

A. B. 640. JEWETT.

Amends § 308, C. C., relating to organization of boards of directors of corporations.

Present provision requires majority of directors as quorum to transact business. Proviso is added that a minority of the directors, in the absence of a quorum, may adjourn from day to day but may not transact any business.

A. B. 641. JEWETT.

Amends § 1274a, C. C. P., re deposits of unclaimed property in estates of decedents.

Bill provides that any money remaining on deposit to credit of an estate after final distribution, must be transferred to general fund of the county upon order to that effect by board of supervisors.

A. B. 642. JEWETT.

Amends § 42, Act 5128, "California Vehicle Act," relating to furnishing of number plates for motor vehicles.

Bill provides that number plates furnished by division of motor vehicles to vehicle owners shall be forwarded to and distributed by the county assessor of the county wherein owner of vehicle resides. Assessor to make daily report of all registrations to division.

A. B. 643. KEATON.

Amends § 10, Act 5238, authorizing establishment of municipal courts.

Bill makes changes as follows in present act (salaries are monthly unless otherwise stated) in cities of 2½ class, Long Beach: Increases judges, 5 to 7. Increases salaries; secretary of court, \$300 to \$400; clerk, increases chief deputy, \$250 to \$275; cashier-bookkeeper, \$235 to \$250. Increases deputy clerks, 5 to 7; salaries, \$200 to \$225. Creates clerk civil department, salary \$250; chief clerk, criminal department, \$250; 12 deputy clerks, \$200 each. Drops male stenographer at \$175 per month. Adds male stenographic secretary, same salary; increases stenographers, 1 to 2, salaries \$125 to \$150. Adds office, 2 typists and 2 index file clerks, \$135. Marshal, \$325 and \$500.

Marshal. Creates assistant marshal, \$350; 1 deputy secretary, \$150; 1 deputy, civil \$225; 5 deputies, civil \$175 each; decreases deputies,

civil at \$200 from 5 to 4; deputy bookkeeper, \$175; deputy counter clerk, \$160; deputy return clerk, \$165; 2 deputy stenographers, \$135; chief deputy, criminal, \$250; deputy assistant chief, criminal, \$225; 2 deputies, criminal, \$200; 4 deputies, criminal, \$175; deputy record clerk, \$150; 50 deputy custodians, \$5 per day; increases deputy bailiffs, 5 to 7.

Deputy marshals as well as marshals and assistants allowed expenses.

**A. B. 644. KEATON.**

Amends § 18, Municipal Court Act, Act 5238.

Adds provision giving preference to war veterans, as required by civil service law in city or city and county concerned, in filling vacancies in office of clerk or marshal of municipal court.

**A. B. 645. MIXTER.**

New act, re county tax for advertising purposes.

Authorizes counties to levy special tax not exceeding 4 cents on the \$100, for advertising purposes designed to aid agricultural, horticultural and viticultural resources of county. Act to be in effect until July 2, 1933.

**A. B. 646. HEISINGER.**

New act, fish and game refuge.

Creates fish and game refuge, under control of department of natural resources, adjoining General Grant National Park, to be known as "General Grant National Park Game Refuge." Boundaries thereof described in act.

Prohibits killing or taking of any fish or animal except that owners of property included in refuge may kill nongame animals on property.

Prohibits possession therein of firearms or contrivances used for taking fish or animals, except on public highways or by members of militia using rifle range therein or high school cadets on grounds of their high schools.

Department of natural resources directed to enforce act and empowered to exercise control over game animals and fish and to make regulations therefor.

**A. B. 647. SPALDING.**

New act, re course of study in elementary schools. Supplements School Code bill (S. B. 22).



Provides in grades 1, 2 and 3, 100 minutes and in other grades at least 120 minutes a day must be devoted to reading, writing, spelling, language study and arithmetic, instead of 50 per cent of school day.

A. B. 648. SEAWELL.

Amends § 604, Pen. C., re injury or destruction of crops.

Amended to make unlawful taking of crops, in addition to injury or destruction thereof, a misdemeanor. Made applicable to all crops, instead of only standing crops.

A. B. 649. SEAWELL.

Amends § 135, Act 5128, California vehicle act.

Present law makes it mandatory for certain designated motor vehicles to be brought to a complete stop prior to crossing any grade crossing of a steam railroad, interurban or suburban electric railway.

Bill would make it mandatory for operator of any motor vehicle to bring such vehicle to a full and complete stop before crossing any such grade crossing.

A. B. 650. SEAWELL.

New act. Bill would appropriate \$200,000, upon recommendation of California debris commission, for purpose of purchasing dam sites and necessary land to restrain tailing from hydraulic operations and for conducting engineering investigations of said commission.

Title to all land so purchased, on recommendation of said commission, to vest in the government of the United States.

A. B. 651. BLISS.

Amends § 2322x18, Pol. C., re horticultural commissioners in counties eighteenth class, Santa Barbara.

Allows additional deputy commissioner at salary \$3,000 per annum.

A. B. 652. DeYOE.

New act. Grants certain described overflowed, marsh, tide and submerged lands near mouth of Carmel river to Carmel sanitary district, to be used only for necessary sanitary facilities, in conformance with regulations of state board of health.

Improvements are to be made by district, without expense of state, to be used for public purposes only. State may use all improvements without charge, for any state-owned vessel or railroad.

Right to fish in waters over said lands and access thereto are reserved to people of state.

A. B. 653. PARKMAN.

New act, re compensation of election officers of school elections. supplementing school code bill.

Permits school boards in school districts in which polls are kept open more than 4 hours, to pay election officers such sum as school board may determine, not to exceed amount paid officers at last preceding general election. Intended to supersede § 2.876 of school code, which permits payment of such officers only in cities having boards of education.

A. B. 654. BLISS.

Adds § 412*a*, C. C. P., re service of summons on nonresident.

Allows service of summons in any action against nonresident, growing out of his operation of motor vehicle on public highway, to be made on secretary of state.

Notice of such service and copy of summons must be sent by registered mail to defendant, and his return receipt therefor must be filed with court, together with copy of summons and complaint. Plaintiff must post \$250 with court as evidence of good faith.

A. B. 655. BLISS.

Adds § 4041*i*, Pol. C., re working of prisoners confined in county jail for misdemeanors.

Is in effect reenactment of subdivision 29 of present § 4041, Pol. C., only change being increase of salary of superintendent for such work from \$125 to \$150 per month.

A. B. 656. CROWLEY.

Amends § 4248, Pol. C., re salaries officers counties 19th class, Solano.

Increases salary of jailer at branch county jail from \$1,500 to \$1,800 per annum.

A. B. 657. FRYE, HAWES, FEIGENBAUM, GILMORE, MILLER, QUIGLEY, FLYNN, WILLIAMSON. OLIVA, HORNBLOWER. CRONIN and MORRISON.

Amends § 737*ll*, Pol. C., re salaries of superior court judges, for city and county of San Francisco. Increases salary from \$9,000 to \$12,000 per annum.

A. B. 658. CRAWFORD.

New act, re commencement of street improvement proceedings.

Provides no proceedings shall be commenced for any street improvement unless owners of majority of property fronting on street to be improved, or of property liable to be assessed therefor, shall petition legislative body having jurisdiction to commence proceedings.

A. B. 659. SCOFIELD.

New act, re paving of public streets occupied longitudinally by railroad tracks.

Provides that whenever public street occupied in whole or part by railroad tracks is paved, owner of tracks shall not be compelled to pay any part of cost of paving thereof, but requires owner to make such repairs to paving, between rails and for two feet on each side thereof, as may be caused to paving by repair or replacement of tracks and by normal wear and tear resulting from use of tracks.

Act does not exempt nonoperative real property of any railroad company from assessment for street improvements.

Repeals §§ 77, 77a, Act 8199, improvement act of 1911, § 6 of Act 8208 and "subdivision 12" of § 7, Act 8194, all requiring cost of paving between tracks to be borne by railroads, through proceedings taken under acts named.

A. B. 660. INGELS.

New act, re federal aid for agricultural colleges.

Authorizes regents of University of California to accept moneys appropriated under act of congress, approved May 22, 1928, (Capper-Ketcham act) for development of agricultural extension work between state agricultural colleges and U. S. department of agriculture; and to reorganize agricultural extension work in accord with that act of congress.

A. B. 661. CLOUDMAN, MORGAN and EASLEY.

Amends §§ 24, 29 and 31, Joint Highway District Act, act 3269.

§ 24. Amended to provide that whenever any one of five annual installments of assessments payable by county exceeds an amount equal to that which could be raised by a tax of five cents, instead of three cents, on \$100 assessed valuation in county, directors of district may increase number of assessments so that amount of each will be less than amount which would result from the levy of such tax.

Adds provision that under such circumstances directors of district must so increase number of assessments on request of board of supervisors of county.

§ 29. Amended to allow board of supervisors at time of adoption of county budget to appropriate from moneys received under motor vehicle act or motor vehicle fuel tax acts, sufficient to pay installments of assessments, payable during current fiscal year, or any part thereof, as an alternative to the levy of a tax by the board as provided for at present.

§ 31. Amended to provide that sums so appropriated, as well as taxes levied, shall be paid by treasurer of county to treasurer of district only upon warrants drawn in name of district.

**A. B. 662. BADHAM.**

Amends § 50, act 3276*a*, acquisition and improvement act of 1925, relating to definition of terms used in act. Extends "improve" to include improvement, grading or regrading of property affected by improvements upon public way.

**A. B. 663. WOOLWINE.**

New act, providing for organization of gas storage and repressuring districts.

See digest of S. B. 564, an identical bill.

**A. B. 664. WOOLWINE.**

Amends §§ 1, 4, 7-9, 16, 18-22, 27-30, 32, 33-38, 40, 41, 43, 44, 46, 48, 50, 51 and 53; repeals §§ 2, 25 and 31; adds §§ 8*a*, 16*a* and 17*a* of Oil and Gas Act of 1915, act 4916.

See digest of S. B. 560, which bill is identical with this bill except that in § 27 the amount of the estimate of the Department of Natural Resources, as cost of carrying out provisions of the act, shall not exceed the difference between the amount in the petroleum and gas fund at the end of the fiscal year less the amount necessary to support department of petroleum and gas for the remainder of the fiscal year and \$185,000 instead of \$225,000 as provided in S. B. 560.

**A. B. 665. KEATON.**

New act, re sale of securities.

Classifies securities based on established income as Class A, and those based on prospective income as Class B. Requires verified statements showing financial stability to be made by issues thereof to corporation commissioner under oath, who if he approves it, is to file same. Empowers commissioner to audit books of issuer and make other investigations. Approval of commissioner of sale of securities required. Issuer or other person intending to offer securities for sale must file with commissioner power of attorney and consent allowing commencing of suits against such issuer or other person arising out of sale of such securities in any county in which plaintiff resides and allowing service of summons on commissioner.

Allows appeal to superior court, Sacramento County, upon refusal of commissioner to approve sale.

Provides for semiannual reports to commissioner of all persons handling such securities on sale thereof. Commissioner to furnish to any person, on request, copies of any statement. Empowered to make all needful rules and regulations. Fixes fees and prescribes penalties.



A. B. 666. PATTERSON.

New act, re licensing of persons engaged in basic sciences.

Creates state board of examiners in basic sciences to consist of five members, appointed by governor from faculties of University of California, Stanford and University of Southern California, to serve four years, at \$10 per day for time actually employed.

Applicants applying to director of vocational education for license to practice medicine and surgery, osteopathy and for surgery, chiropractic, therapeutics or any other system of treating sick and afflicted and declared eligible by him must take examination prescribed by board in anatomy, physiology, chemistry, pathology and hygiene to determine if applicant has knowledge thereof equivalent to a year's college work therein.

Examinations to be held twice a year at times and places determined by board and director of professional standards.

Provides for issuance of certificates to those passing. Practice without such certificate made a misdemeanor.

A. B. 667. BLISS.

Amends § 4247, Pol. C., re salaries officers in counties of eighteenth class, Santa Barbara.

District attorney. Adds one deputy at \$2,100 and one at \$1,800. Drops two deputies at \$1,500. Increases stenographer from \$1,500 to \$1,800. Increases amount allowed for additional deputies from \$600 to \$1,200 per year.

Sheriff. Increases salary from \$4,000 to \$5,000. Increases deputies at \$175 per month from three to six. Increases deputies to serve as jailers at \$157 per month, from one to two. Drops four deputies as motor patrol officers at \$250 per month.

County clerk. Adds provision that compensation for additional clerks and assistants to be paid at such time and in such amounts as county clerk shall designate.

Auditor. Increases salary from \$3,600 to \$4,000. Adds four deputies at \$2,100. Drops one chief deputy at \$2,100 and one deputy at \$1,800. Increases amount allowed for additional clerks and assistants from \$1,500 to \$1,800 per year.

Treasurer. Increases salary from \$1,800 to \$3,300. Increases amount allowed for additional clerks from \$500 to \$1,200 per year. Adds provision that all fees, commissions and mileage must be deposited in county treasury to credit of salary fund.

Recorder. Increases deputies at \$1,800 per year, from three to five. Increases amount allowed for additional clerks and assistants from \$2,000 to \$3,000 per year.

Tax collector. Increases amount allowed for additional deputies and assistants from \$1,800 to \$2,800 per year.

Assessor. Increases salary from \$4,000 to \$4,200. Adds two deputies at \$2,100 and one deputy at \$1,800. Drops chief office deputy at \$2,400 and one map deputy at \$2,400. Increases deputies employed for four months at \$125 per month, from one to two. Decreases deputies employed for four months at \$150 per month, from nine to seven. Drops two deputies employed for four months at \$100 per month. Increases amount allowed for additional clerks and assistants from \$2,000 to \$4,500 per year.

Superintendent of schools. Increases salary from \$3,600 to \$4,000.

Coroner. In addition to fees allows actual traveling expenses. Adds provision that all fees in excess of \$1,500 in any year must be paid into county treasury to credit of salary fund.

Public administrator. Adds provision that all fees in excess of \$1,500 in any year must be paid into county treasury.

County surveyor. Increases salary from \$3,000 to \$5,000. Adds provision that beginning January, 1931, county sheriff and deputies must devote entire time to county work and are prohibited from engaging in private work.

Justices of peace. Townships of 15,000, salaries increased from \$120 to \$150 per month. In townships 5,000 to 15,000, salaries increased from \$100 to \$125 per month. In townships 2,000 to 4,000, salaries increased from \$50 to \$75 per month. In townships under 3,000, salaries increased from \$25 to \$50 per month.

Jurors. Salaries grand jurors increased from \$3 per day to \$5 per day. Increases trial jurors in criminal cases from \$3 per day to \$5 per day. Jurors in justice court decreased from \$3 per day to \$2 per day. Adds provision allowing trial jurors in justice court cases traveling expenses.

Throughout the bill in all cases where sums have been allowed for additional assistants to various county officers, it has been provided that the employing officer must file verified statement with county auditor showing names and compensation of such assistants whereupon county auditor is to issue warrants therefor. This procedure is substituted for that whereby claims for compensation of such assistants are presented to and allowed by the board of supervisors in the same manner as other claims against the county.

A. B. 668. WOOLWINE.

Amends § 41, act 3276a, Acquisition and Improvement Act of 1925, re assessment, equalization and collection of taxes for retirement of bonds issued under the act.

Adds provision that in cases where bonds have been issued and contractor fails to pay any item of incidental expenses, the county must pay the same and reimburse itself from the interest and sinking fund of the district. If contractor pays to county an amount more than sufficient to cover incidental expenses for which bonds have been issued, the county is to pay such surplus into the interest and sinking fund of the district.

Deletes second to tenth paragraphs, inclusive, of existing text of section.

A. B. 669. WOOLWINE.

Amends § 25, Road District Improvement Act 1907, act 3276.

Adds provision providing that after bonds have been issued and contractor has failed to pay any item of incidental expenses the county must pay same and reimburse itself from interest and sinking fund of road district. If contractor pays county an amount more than sufficient to cover incidental expenses for which bonds have been issued county must pay such surplus into said interest and sinking fund.

A. B. 670. KEATON.

Amends § 1254, C. C. P., re eminent domain.

Adds provision allowing plaintiff in eminent domain proceeding to enter into possession of property pending an appeal from judgment or a new trial or motion for a new trial.

Omits provision requiring that in case of an appeal the appeal must be to supreme court before plaintiff may gain possession.

Adds provision that payment be made by plaintiff into court of amount of judgment and such further sum as may be required by the court pending final adjudication of the action or the taking or retention of possession or use of property by plaintiff shall not prejudice his right of appeal or right to a new trial.

Provides that if upon appeal or on new trial amount of compensation or damages is increased the excess shall be paid by plaintiff to defendant or deposited as the court may direct and shall be a lien upon the property; if amount be decreased, the difference must be refunded by defendant to plaintiff and judgment thereafter may be rendered by the court.

A. B. 671. WOOLWINE.

Amends §§ 1, 2, 11, 16 and 24b. Drainage District Improvement Act of 1919, act 2203.

§ 1. Amended to provide that petition for formation need only show approximate boundaries thereof. Provides that boundaries of district as shown on map submitted with petition may include more or less territory than is indicated by the petition. Provides specifically that boundaries shall be changed by board of supervisors at hearing on resolution of intention.

§ 2. Amended to provide that all costs incurred because of maintenance, additions, or alterations of improvement shall be borne by district through levy of ad valorem tax, instead of by the county or counties affected by the work or improvement.

Provides that territory within a municipality may be included in district if construction of drainage system or part thereof will benefit all or a portion of such territory instead of allowing inclusion of adjacent territory benefited if a portion of drainage system crosses or runs along the boundary of a municipality. Adds provision allowing board of supervisors, with consent of legislative bodies of cities concerned, to maintain drainage district with two or more cities if proposed district lies entirely therein.

§ 11. Amended to provide that failure by persons injured by proposed work or objecting thereto within ten days of first notice of award of contracts for work, to file statement thereof, shall forever bar any claims for damage or of irregularity or illegality by him, provided resolution of intention has been adopted and published instead of if the petition for formation of district has been published and heard.

§ 16. Amended to provide that bonds issued must bear date of final order of board of supervisors for issuance of bonds. Omits provision that bonds shall contain declaration that the series of bonds of which any bond is a part thereof constitute the only indebtedness of the district.

§ 24b. Omits all of present section which provided for making of reassessment or bonds which for any reason have been held invalid or unenforceable by order of the court which declared such assessment or bonds to be invalid or unenforceable.

New matter provides that when a court determines that any contract proceeding or bond issue is invalid or unenforceable, or enjoin issuance of bonds, making of assessment, performance of work or quiet title of land against lien of any bond or assessment, it must also determine if work has been performed in good faith by a contractor under invalid or unenforceable proceedings, and must order board of supervisors to issue new bonds to cover cost of such work.



Should board of supervisors, after acceptance of any work, determine that any proceedings or the acceptance of work were invalid, it may, without a court decree, direct issuance of bonds to cover cost of work done.

Provides procedure to determine amount of proposed bond issue and assessments necessary to retire same.

Provides for a report by county surveyor thereon and a hearing thereon by the board of supervisors, at which hearing board of supervisors must by resolution declare its findings, which shall be final, and the county treasurer must thereupon issue the bonds, if so ordered.

**A. B. 672. QUIGLEY.**

Amends §§ 101, 102, California Vehicle Act, Act 5128.

§ 101 adds provision that the tilt of headlight beam below the level of the lamps shall not be more than seven inches at a distance of 25 feet. Omits provision that the maximum intensity shall not exist lower than two degrees of an arc below the level of the lamps.

§ 102 amended to provide that headlights and headlight control devices intended to enable headlights to comply with act must be tested by either the United States Bureau of Standards, the electrical testing laboratories of New York City or the University of California, instead of by a testing agency designated by the division. All devices submitted must be tested with a 32-candlepower lamp instead of any lamp between 21- and 32-candlepower.

If the headlight complies with the provisions of the act and in addition is so constructed that the light force is not visible at any point above a horizontal plane through the top of aperture of such headlight when the same is mounted as provided in the act and no reflected light of any greater intensity than 800 apparent candlepower, except as otherwise provided in the act, is projected in a direction by such headlight above such horizontal plane, a standard bulb of 32-candlepower approved for use in such headlight may be used therein instead of a standard bulb of any candlepower.

**A. B. 673. EDDY and HARPER.**

Amends § 2322½, Pol. C., re horticultural commissioners, counties fifth class, San Diego.

Increases salary from \$4,020 to \$4,200. Increases inspectors at \$160 per month for time actually employed from seven to nine; inspectors at \$5 per day for time actually employed from one to five; amount expended annually for inspectors from \$19,580 to \$24,450; salary of one clerk from \$140 per month to \$150 for time actually employed; amount which may be expended for clerks from \$2,080 per year to \$3,000.

A. B. 674. EDDY and HARPER.

Amends § 4234. Pol. C., re salaries of officers, counties of the 5th class, San Diego.

County clerk, increased from \$4,020 per year to \$4,200 per year; deputy who acts as registrar of voters from \$2,500 per year to \$2,700 per year; adds deputy to act as assistant registrar, \$150 per month for time employed; court clerks at \$2,100 per year, from 4 to 5; adds deputy to act as secretary superior court at \$2,100.

Sheriff, increases salary from \$4,020 per year to \$5,500 per year; deputies at \$1,800, from 4 to 5; deputies acting as turnkeys, from \$1,620 to \$1,800; amount allowed for additional deputies, from \$3,600 to \$7,500. Sheriff to pay all fees, mileage and compensations provided by law, except expenses and per diem for transportation of prisoners and insane persons, into county treasury instead of retaining for own use. Adds provision that until expiration of term of sheriff in office his salary is to remain unchanged except that he must pay into county treasury all fees in excess of \$1,500 per year.

Recorder, increases salary from \$4,020 per year to \$4,200; adds 4 deputies at \$1,920; drops 4 deputies at \$1,800.

Auditor, increases salary from \$4,020 to \$4,200; increases deputies at \$1,800 from 1 to 2; fixes salary of 8 additional deputies at \$150 per month for not to exceed 6 months in any one year instead of \$5 per day for not to exceed 156 days a year.

Treasurer, salary increased from \$4,020 per year to \$4,200 per year; adds one chief deputy, bond department, at \$2,400 and 1 deputy at \$2,100.

Tax collector, salary increased from \$4,020 to \$4,200; adds 1 chief cashier at \$2,280, one cashier at \$2,160, two cashiers at \$2,040 per year; drops 1 cashier at \$1,980; increases salary of 3 deputies from \$2,100 to \$2,220; increases deputies at \$1,980, from 2 to 3; increases deputies at \$1,740, from 3 to 8; drops two deputies at \$1,620 per year; increases bookkeeper, from \$1,620 to \$1,800; adds 12 clerks at \$150 per month for not more than 6 months a year and 9 clerks at \$140 per month for not more than 6 months per year; drops 23 clerks at \$5 per day for 156 days per year.

Assessor, increases salary from \$4,020 to \$4,200; adds 1 deputy at \$2,400; increases salary of 5 deputies from \$1,620 to \$1,740; adds 2 deputies at \$1,620; adds 10 deputies at \$6 per day for 104 days each year; decreases deputies at \$5 per day for 104 days a year from 45 to 35; adds at completion of survey of county by tax factors, supervisors may supply assessor with deputies to keep survey up to date and fix compensation of such deputies, or supervisors may contract for such work.

District attorney, salary increased from \$5,000 to \$6,000; assistant district attorney increased from \$4,000 to \$4,260; deputy district attorney from \$3,600 to \$3,840; 3 deputies from \$3,300 to \$3,540; 2 deputies from \$3,000 to \$3,240; 1 deputy from \$2,700 to \$2,940; 1 deputy from \$2,400 to \$2,640; stenographers at \$1,800, from 1 to 2; adds 1 switchboard operator and typist at \$1,500; increases detectives from 1 to 2 and increases salaries from \$2,250 to \$2,520; adds 1 deputy district attorney at \$2,400.

Adds that in case another department of superior court is created in 1929, district attorney allowed 1 additional deputy at \$3,240; district attorney and all deputies required to devote entire time during office hours to work of county and state.

Superintendent of schools, salary increased from \$4,020 to \$4,200; drops 1 bookkeeper at \$1,980; increases deputies at \$1,980, from 2 to 3; adds 1 deputy at \$150 per month for time employed.

Public administrator, salary fixed at \$4,200 commencing January 1, 1931, in lieu of fees allowed by law as provided at present; adds 1 clerk at \$1,980; provides that all fees shall be paid into county treasury except that until end of term of administrator in office, he may retain \$4,200 per annum for his own use; district attorney to act as attorney for administrator without extra compensation; attorney's fees allowed by law for such service to be paid into county treasury.

Coroner, allowed 1 deputy at \$2,400 per year; autopsy surgeon salary increased from \$2,400 to \$2,700.

Surveyor, salary increased from \$4,020 to \$4,200; increases 2 deputies from \$2,700 to \$2,720.

Justice of the peace. In townships of the first class, stenographer for chief clerk, salary increased from \$1,500 to \$1,800.

Supervisors, salaries increased from \$3,000 to \$3,900; omits 15 cents per mile for mileage.

Sealer of weights and measures, salary increased from \$2,700 to \$3,000; allowance for automobile increased from \$50 per month to \$75 per month; assistant sealer, automobile allowance increased from \$50 per month to \$75 per month. Adds that sealer and assistant must furnish own cars and upkeep thereof.

Jurors, fees of grand and trial jurors fixed at amount provided by law (\$2 per day) instead of \$3 per day now allowed.

#### A. B. 675. EDDY and HARPER.

Amends § 19x5 juvenile court law, Act 3966, re probation officers, counties fifth class, San Diego.

Increases assistant probation officers from seven to eight. Increases stenographers allowed probation officer at \$1,200 per year from two to three.

A. B. 676. WOOLWINE.

New act regulating shipment of tins used for food products. Unlawful for any person to ship tins to be used for food products in bulk. Such tins must be crated in boxes in such a manner as to prevent dust or dirt entering or settling in such tin containers.

A. B. 677. WEST.

New act, re bank and corporation taxes.

See digest on S. B. 509. Identical bill.

A. B. 678. WEST.

Amends § 3627*a*, Pol. C., re taxation of securities and solvent credits.

Amended same as S. B. 510 except that rate of taxation in S. B. is two-tenths of one per cent; A. B. 678, three-tenths. See digest of S. B. 510.

A. B. 679. WEST.

Amends §§ 3617, 3627, 3627*a*, 3628, 3629, 3650, Pol. C., re revenue and taxation.

See digest of S. B. 670, identical bill.

A. B. 680. WILLIAMSON.

Amends §§ 9, 12, 15*a*, 21*a*, 23, 31*a*, 31*c*, 31*d*, 60, 61, 61*a*, 82, 83, 90, 127, 130, 136; repeals § 132*a*; Act 652, bank act.

See digest, S. B. 619, identical bill.

A. B. 681. COLLIER and LEYMEL.

New act, re revising constitution of the State of California.

Recommends that electors of the state vote at next general election for or against a convention for the purpose of revising constitution of the State of California.

If majority vote in favor of calling such convention, legislature shall, at session after such election, provide for the election of delegates to such convention. Convention shall meet within three months and continue in session until work of revision is complete.

A. B. 682. WEST.

Adds § 2924*a*, C. C., re sales of trust property.



Where, by the terms of trust or deed of trust, a power of sale is conferred on the trustee, attorney for such may conduct sale and act in such sale as auctioneer for trustee.

A. B. 683. ROLAND.

Amends § 1763, C. C. P., re guardians of insane and other incompetent persons.

Present law provides court or judge must cause notice to be given to the supposed insane or incompetent person of the time and place of hearing. Amendment provides that such notice shall be given by the clerk of said court.

A. B. 684. ROLAND (by request).

Amends § 1592, C. C. P. Law provides that upon petition of one interested, pending settlement of an estate, court may order money involved therein invested in securities of the U. S. or of this state, after 10 days' notice of hearing of such petition to be made by posting at court house, or publication of same, or both, in county where court is held.

Bill would provide that such notice be given by posting only.

A. B. 685. DEUEL.

Amends §§ 2, 5 and 7, Act 676, "California Apiary Inspection Act."

Bill defines "bees," "location," and "regular seasonal location."

Deletes provision that any prepared food containing honey for comb-less package bees must be certified; making it unlawful to place in such package for sale or shipment any food containing honey.

When inter-county shipments made, horticultural commissioner at destination to be notified instead of inspector of apiaries.

Bill makes certificates necessary showing origin and destination of bees moved, only when destination is regular seasonal location and other than county of origin.

A. B. 686. LUTTRELL.

New act, creating commission of nine members appointed by governor to investigate general subject of local government by counties, particularly matters pertaining to home rule and local autonomy in county government, including study of county government and county charters in this and other states.

Commission to report thereon to Legislature in January, 1931.

A. B. 687. SEAWELL.

New act, provides for the inspection of all deciduous fruits and grapes shipped out of the state, and for issuance of certificate of inspection stating that such shipment fully complies with laws of this state relating to standardization of fruit.

Department of Agriculture shall keep record of such shipments. Shipment of deciduous fruits out of state without complying with the act, a misdemeanor.

Appropriates the sum of \$100,000.

A. B. 688. CLOUDMAN (by request).

Adds new § 11a to Act 4807, Medical Practice Act.

Provides that the board of medical examiners may accept the certificate of the National Board of Medical Examiners of the United States in lieu of state examination, when the standards are equal to the standards required by the California Medical Practice Act. Fee \$100.

A. B. 689. BAUM.

Amends §§ 4 and 11 of Act 5320, Narcotic Rehabilitation Act.

Deletes provision that payments must be made to cover expense of persons committed to the hospital at stated periods and provides that such payments be made to county of which person is bona fide resident.

Court shall designate a county officer to keep record of payments to be made; to pay over such payments to county treasurer; to enforce payments to comply with the orders of court, and to report to the court any failure to make such payments.

Execution may issue for delinquent payments upon affidavit of officer showing payments due and not made.

Deletes provision that county make up the difference between payments ordered made and actually made.

A. B. 690. CLOUDMAN.

Amends § 6 of Act 1934, Imitation Milk Law.

Provides that act shall not be applicable to persons engaged in the business of manufacturing, selling or dealing in imitation milk if same shall be a distinctive proprietary food compound, not readily mistaken in taste for milk, prepared for feeding infants and young children and sold exclusively by druggists, orphan asylums, child welfare associations, hospitals and similar institutions.

A. B. 691. BAUM.

Amends § 2192, Pol. C., re home for feeble minded.

Deletes provision that payments for support of persons in said hospital shall be made to the hospital and provides that payment shall be made to county.

Court shall designate a county officer to keep a record of payments to be made, to pay over such payments to the county treasurer, to see that the persons ordered to make payments comply with the orders of the court and to report to the court failure to make such payments.

Deletes provision that county shall make up difference between payments ordered to be made and actual payments made for support of person committed by persons charged with support of the inmate.

A. B. 692. BAUM.

Amends §§ 20 and 31 of Act 3690, Pacific Colony Act, re support of inmates.

Deletes provision that payment for support of inmates shall be made to the institution and provides that same shall be made to the county.

Provides that the court shall designate a county officer to keep a record of payments to be made, to pay over such payments to the county treasurer, to see that the persons ordered to make such payments comply with the orders of the court and to report to the court failure to make such payments.

Deletes provision that the county shall make up the difference between payments ordered to be made and actual payments made for the support of inmate.

A. B. 693. WILLIAMSON.

Amends § 340, C. C. P., re time for commencement of actions.

Provides that an action on a check that bears a forged or unauthorized endorsement must be commenced within one year.

A. B. 694. WILLIAMSON.

Amends § 28, Act 652, Bank Act, re use of name.

Deletes provision that a branch of a bank located in city where principal place of business is may use corporate name with the word branch in letters of equal size on stationery, etc., and provides that said branch may, with the approval of the superintendent of banks, maintain regional offices or place of business within same city as principal place of business which need not be designated as branches, providing that location of all branches is carried on all window signs, advertising and on stationery.

A. B. 695. COOMBS.

Repeals § 3898*a* of Pol. C. added by chapter 349 of Statutes 1921, and adds § 3898*b*, re disposition of proceeds of funds from sale of land deeded to state for delinquent taxes for the purpose of vocational education of veterans and their dependents.

Merely rennumbers present § 3898*a* as 3898*b* to obviate having two sections by the number of 3898*a*. Texts of the new and the repealed sections are the same.

A. B. 696. JESPERSEN.

Amends § 2322*f*, Pol. C., re county horticultural commission.

Deletes provision including fruit pits within operation of section. Provides that all plants, parts of plants, or plant products brought into a locality from any other locality shall be inspected.

No shipment of living plant disease, insect, animal pest or noxious weeds shall be permitted from one county or locality to another county or locality unless said shipment is authorized in writing by the director of agriculture and made pursuant to regulations of the director.

A. B. 697. JESPERSEN.

Amends § 2322*c*, Pol. C., re county boards of horticulture.

Present section defines "noxious weed" by enumerating the weeds declared noxious. Bill redefines the term to mean "any plant injurious to agriculture or the seeds thereof."

Definition of "insect or other animal pests" is broadened to include any form of animal life detrimental to property.

A. B. 698. JESPERSEN.

Amends § 2322*h*, Pol. C., re shipment of nursery stock.

Provides that director of agriculture (instead of county horticultural commissioner) shall prescribe treatment to be given nursery stock, fruit pits, fruit, vegetables or seed shipped from one locality to another within the state or imported within the state that are contaminated with disease, insects, animal pests or noxious weed. Other changes, apparently for purpose of clarification.

A. B. 699. JESPERSEN.

Amends §§ 23 and 24, act 8200, re establishment and change of grades of public streets.

§ 23. "Incidental expenses" includes compensation of city engineer or county surveyor for work done by them. Board may employ special engineer for said work and also a special attorney. Term may



also include all expenses incidental to such work. Superintendent of streets or county surveyor may appoint suitable person to superintend and see that contract is strictly fulfilled. Such person shall be allowed salary not to exceed \$10 per day, which shall be deemed to be incidental expenses.

§ 24. Notices required to be published under the provisions of this act shall be published in one or more newspapers, designated by the board, circulated in said city or county and will serve the end of publicity. No provision of law re place where press work or composition is done or where principal place of business of said newspaper shall be applicable.

A. B. 700. KLINE.

New act authorizing department of finance to sell property of state described as the southeast quarter of section 9, township 3 south, range 2 east, San Bernardino base and meridian, situated in Riverside County.

A. B. 701. KLINE.

Act amends § 1, Act 1908, advisory pardon board act.

Provides that the director of the department of penology shall be an additional member of the advisory pardon board.

A. B. 702. KLINE.

Act adds § 4041 $\frac{1}{2}$ , Pol. C., re authorization of counties to expend money for flood protection and conservation of water resources.

Provides that any county may appropriate and expend money from the general fund for the construction of improvements to prevent the overflow and flooding of streams and rivers; to conserve the flood waters of streams and rivers; to protect and reforest any watershed; and to make all surveys, maps and plats necessary to carry out any work. The money may be spent within or without county.

A. B. 703. KLINE.

Amends § 626 and repeals § 626 $\frac{1}{2}$ , Pen. C., in re protection of game.

The provisions of 626 $\frac{1}{2}$  apparently incorporated in the amendment to 626, same relating to ducks, geese and certain other migratory birds. Opening and closing dates for hunting of quail and doves left blank in bill.

A. B. 704. JESPERSEN.

New act, creating commission of 5 members appointed by governor to study laws of California relating to effecting of public improvements and assessing costs thereof against private property, and report result of inquiry to governor prior to next session of Legislature. Appropriates \$6,000.

A. B. 705. WEST.

Adds § 3493*c*, Pol. C., provides for appointment of a receiver of a reclamation district when district defaults in payment of bonds or coupons under circumstances and in the cases described in the bill.

Jurisdiction of local governing boards terminates upon appointment of receiver.

A. B. 706. WEST.

Act adds § 3493*d*, Pol. C., re uniform system of accounting for reclamation districts having outstanding bond issues.

Act provides that trustees of a reclamation district having an outstanding bonded indebtedness shall institute and maintain a uniform and complete system of accounting according to forms, rules and regulations prescribed by superintendent of banks. Immediately after January first and July first trustees to deliver to superintendent of banks a statement showing financial status of district in detail and, upon demand, any bondholder of the district may obtain a copy of statements and shall be permitted, at his own expense, to examine books and records of the district, to make copies thereof and take data therefrom.

A. B. 707. JESPERSEN.

New act to authorize division of fish and game to create all fish and game districts within the state. Limits the power of said division to make changes in districts once a year. Changes must be published and made available to public in first week of December of each year, to become effective the first day of January of the year following.

Repeals Act 2874. Fish and Game District Act, providing for the statutory division of the state into fish and game districts.

A. B. 708. NOYES.

Amends § 241, C. C. P., re impaneling of grand juries.

Superior court shall have additional power to direct not more than 3 members of grand jury of last preceding year to be summoned, drawn and impaneled upon a new grand jury. Provides that no person shall be eligible to serve as a grand juror for more than 3 consecutive years.

A. B. 709. NOYES.

Amends § 925, Pen. C., relating to investigation by grand juries.

Deletes provision that the attorney general is empowered, when required by grand jury, to employ special counsel and investigators to investigate and present evidence concerning charges against district attorney.

Provides grand juries may certify in writing to attorney general's office any alleged misconduct concerning official agents or employees of county, city and county or political subdivision. Upon receipt of certification, attorney general to designate and employ special counsel or investigators whose duty it shall be to make an investigation of the alleged misconduct, and present evidence thereof to grand jury.

A. B. 710. NOYES.

Appropriates \$30,000 to be expended by California debris commission for the construction, renewal and repair of works for restraining, impounding and control of debris resulting from mining operations, natural erosion, and other causes. Dependent upon a like appropriation by the United States government for the same work.

A. B. 711. WITTER AND EDDY.

New act to establish a fish and game district specially suited to the propagation of quail, and to provide for the management and protection thereof.

Skeleton bill.

A. B. 712. WITTER.

New act, re change of name of irrigation districts.

Whenever irrigation district has same name as that of another irrigation district theretofore organized, the board of directors of said district may, by resolution, change the name of said district.

Copy of the resolution is recorded in the office of the county recorder, copy sent to state engineer and a copy to California Bond Certification Commission.

A. B. 713. NIELSEN.

New act, authorizing director of finance and director of public works to investigate available sites in Sacramento for erection of new residence for governor. Provides for acquisition of site or making report with reference to same to forty-ninth Legislature.

A. B. 714. COOMBS.

Creates Napa State Farm revolving fund, appropriates \$100,000 therefor, to facilitate operation of said farm. Replenished from proceeds of sale of goods produced at the farm.

A. B. 715. BYRNE.

Amends § 6, act re city lighting maintenance districts, Act 5216a.

Adds provision that if district is located in city engaged in business of supplying illuminating agent required for lighting system and

capable of supplying service, same shall be purchased from city, and proper authorities shall purchase same.

A. B. 716. COOMBS.

Declares to be a state highway, present road between Middletown and Upper Lake, Lake County.

A. B. 717. SCOFIELD.

Amends title and § 1. and adds § 1a, to act relating to street opening act of 1903, Act 8198.

§ 1. "Legislative body" of city given full power to order laying out of public "highways, roads," etc., whether same are situated within limits of city or within limits of one or more cities. Words "legislative body" substituted throughout for "city council."

§ 1a. Whenever improvement extends beyond limits of city legislative body of same shall obtain consent of city or county within which improvement extends. Legislative body of city or county authorized to provide for payment of money toward cost of improvement.

A. B. 718. SCOFIELD.

New act, re public accounting, reporting and supervision thereof.

Creates department of inspection and supervision of public officers, principal officer to be director of finance who shall be a skilful accountant, governor to appoint two deputies with like qualifications; also to appoint state examiner and two such deputies; department of inspection and supervision of public offices to be provided with suitable quarters in state house.

Governor, state controller and director of finance to constitute state board of accounts and shall formulate, prescribe and install a system of accounting in conformity with provisions as set forth in act. Also director of finance to acquire from each municipality and every institution, financial reports covering the full period of each fiscal year.

A. B. 719. SCOFIELD.

New § 3066, C. C., re liens of physicians, nurses and hospitals.

See digest S. B. 513; an identical measure.

A. B. 720. COLLIER.

Amends § 2 of act re weed-free area, Act 130a.

Adds to species of plants which director of agriculture may declare in area within state to be free therefrom, "goat grass, *Aegilops* sp."; "nigrum; wild currant, *Ribes*, sp."



A. B. 721. JEWETT.

Adds § 3456c, Pol. C., re assessments by reclamation districts.

To include lands and rights of way of state, cities, cities and counties, counties, public corporations, and utility districts, except school districts. Such not to be sold for nonpayment of assessments, but duty to pay before delinquency, and district may compel payment by writ of mandamus.

A. B. 722. WOOLWINE.

Amends § 1, deadly weapon act of 1923, Act 1970.

Changes penalty for possession or sale of blackjacks, slungshots, billies, sandclubs, sandbags or metal knuckles and for carriage of concealed explosives, dirks or daggers, from punishment in state prison for 1 to 5 years to imprisonment in state prison or county jail for not more than 5 years.

A. B. 723. WOOLWINE.

Amends § 2, Act 1970, prohibiting manufacture, sale, and carrying of certain dangerous weapons.

Penalty changed, from imprisonment in state prison one to five years, to state prison or county jail not over 5 years.

A. B. 724. WOOLWINE.

Amends § 476, Pen. C., re issuing of fictitious checks.

Penalty (imprisonment state prison 1 to 14 years) changes to imprisonment state or county jail not over 14 years.

A. B. 725. WOOLWINE.

Amends § 473, Pen. C., re penalty for forgery.

Forgery made punishable by imprisonment in state prison, "or in a county jail, not exceeding" 14 years. Present act makes violation a felony.

A. B. 726. WOOLWINE.

Amends § 107 and adds § 107a, Pen. C., re punishment for escape of prisoner.

§ 107 made not to apply to person charged with or convicted of misdemeanor.

§ 107a. Every prisoner charged with or convicted of misdemeanor who is confined in any jail or public training school or reformatory or county hospital, or who is in custody of any officer, who escapes or attempts to escape from same is guilty of misdemeanor and punishable by imprisonment in county jail for not more than 2 years.

**A. B. 727. WOOLWINE.**

Amends § 690, C. C. P., re exemptions from execution. Adds in subdivision 4 exemption of motor vehicles or trailers not exceeding two hundred dollars in value.

**A. B. 728. WOOLWINE.**

Amends § 690, C. C. P., re exemptions from execution. Adds provision to subdivision 10, if debtor was a nonresident when debt was incurred and had no family then residing with him one-half of his earnings are subject to execution.

Adds provision exempting from execution earnings of a judgment debtor who is a widow, divorced woman or married woman separated from her husband, where debt is one contracted by her husband while living with her.

**A. B. 729. WOOLWINE.**

Adds § 371a, C. C. P., relating to subjection of community property to antenuptial debts of wife.

Provides no action shall be maintained to subject community property to payment of such debts unless it is alleged and proved that husband has been given notice of and reasonable opportunity to pay debt.

**A. B. 730. WOOLWINE.**

Amends § 146 of Act 5128, California Vehicle Act, relating to driving of a vehicle without owner's consent.

Changes such offense from a felony to one punishable by imprisonment in state prison or a county jail not exceeding five years.

**A. B. 731. JOST (By Request).**

Amends §§ 4, 5 and 9, Act 8034, relating to fish and game.

Provides that the presumption that fish found in the possession of person within the State of California shall be a conclusive presumption. Grants the director of agriculture the authority to regulate and control the price and sale of food fish caught in the waters under the jurisdiction of this state, or brought into the state. Provides that any person who displays or offers fish for sale shall pay an annual fee.

**A. B. 732. EMMETT.**

Amends § 2319i, Pol. C., relating to licensing of persons handling nursery stock.

Raises minimum fee for license from \$5 to \$10. Adds provision license may be revoked or issuance refused by director of agriculture when licensee or applicant is found to have wilfully refused to comply with laws relative to nursery stock.

**A. B. 733. SCUDDER.**

Amends § 633e, Pol. C., relating to insurance adjusters.

Provides no person shall act as insurance adjuster under policy issued by company not authorized to transact business in this state without complying with provisions of this section. Provides adjuster must file with insurance commissioner statement setting forth certain details.

**A. B. 734. JONES.**

Amends § 710, C. C. P., re collection of moneys due to judgment creditor from the state or any political subdivision thereof.

That portion of present section, which prescribes with whom transcript of judgment may be filed for collection, is amended to permit such filing with the state department, board, commission or officer from whom money is due, and to permit filing with state controller, as at present, in case the "defendant" is an elective officer or officer receiving a statutory salary.

**A. B. 735. JONES.**

Amends §§ 6 and 11 of "An act for the regulation and control of fraternal benefit societies," Act 686.

§ 6. Provides benefits may be paid to member or to his estate or to any person or for such purpose as may be set forth in the laws of the society.

§ 11. Nothing shall prevent society from placing 100 per cent of insurance payments in mortuary fund to be held for payment of mortuary or disability benefits.

**A. B. 736. JONES.**

Amends Act 689, relating to family protection for members of fraternal benefit societies. Law provides fraternal benefit society may provide for payment of death and annuity benefits on lives of children between ages of 2 and 18 years upon application of adult person upon whom child is dependent; amendment changes ages 1 to 18.

Provides for increasing scale of death benefits not to exceed sum of \$25 at age of one year at time of death to maximum of \$1,000, ages 16 to 18 years. §§ 2, 3 and 5 of act revised, and § 6 changed to give society full power to provide means of enforcing payment of contribution, designation of beneficiaries and changing such designations and regulation, of certificates issued by society. Provides society issuing certificates shall maintain on same reserve required by standard of mortality and interest adopted by society.

A. B. 737. LYONS.

Amends § 13 of Act 3966, juvenile court law, relating to transfers of juvenile court cases from one county to another.

Section now provides expense of transfer shall be paid by parents or guardian of person transferred or shall be paid out of property or estate of said person, or if funds from these sources are insufficient, court may order expenses paid from county treasury of county ordering transfer.

Amendment provides county ordering transfer shall pay expenses thereof, but judge must inquire into financial condition of person transferred and of his parents or guardian, and if found able to pay all or part of such expenses, judge must make order requiring repayment to county of such expenses. Repayments to be made to probation officer, to be deposited by him in county treasury.

A. B. 738. FEIGENBAUM.

New act, re regulation of aircraft transportation companies.

Requires operation of any aircraft for transportation of property or persons for compensation to be in accordance with provisions of act. Railroad commission given exclusive power to regulate aircraft transportation companies; to enforce standards and rules for construction and use of aircraft, airports or landing fields used by such companies; to enforce standards of qualification for airmen; to enforce rules for safety of passengers, employees and general public; to fix rates for such companies, and to require filing of annual and other reports. Rules of railroad commission to prevail over rules of any county or municipality.

Forbids issuance of securities by such companies without order of railroad commission. Except as otherwise provided, issuance of securities, and fees to be charged for order authorizing issue of securities to be governed by provisions of §§ 52 and 57 of public utilities act, Act 6386.

Forbids foreign corporation, except those doing business in state at time act goes into effect and those engaged in interstate or foreign commerce, to transact business of aircraft transportation company in state.

Filing of schedule of rates required forbids charging of rates other than those filed, rebates, or to issue passes, except as provided in § 17 of public utilities act, Act 6386.

Forbids assumption of liability, as guarantor, endorser, surety or otherwise, on securities of any other person, firm or corporation maturing more than 12 months after date thereof, without authorization of commission.



Powers of commission to be exercised in same manner as powers given commission by public utilities act, Act 6386.

Commission may order company making unreasonable, excessive or discriminatory charges to make reparation therefor. If company refuses to comply, suit may be brought to recover same. Complaints as to such charges must be filed with commission, within two years after cause of action accrues, and suit must be filed within one year after order of commission.

Violation of act or regulations of commission made a misdemeanor. Companies liable to person injured for damage caused by unlawful acts. All penalties accruing under act made cumulative.

Commission authorized, through its attorney, to bring suit to prevent violations or threatened violations of laws or rules of commission by aircraft transportation companies. Rules provided for conduct of and judgment in such actions.

Actions to recover penalties to be brought in name of state by attorney for commission, all fines and penalties recovered to be paid into general fund of state treasury.

Failure to comply with any order or rule of commission, deemed contempt.

Commission authorized to appoint and discharge inspectors, and to call on any sheriff to assist in enforcement of act.

Act not to apply to interstate commerce, except as permitted by federal constitution and acts of congress.

#### A. B. 739. FEIGENBAUM.

Adds article II to chapter 3, title I of part III, Pol. C., embracing §§ 376-376n.

Creates new state department of professional and vocational standards, in charge of director and to consist of two divisions; one, embracing boards of medical and dental examiners and pharmacy; two, embracing boards of accountancy, architecture, embalmers, barber examiners, cosmetology, bureau nurse registration of board of health, and optometry. Each board to continue as separate unit, to conduct examinations and pass on applicants for respective professional or vocational occupations.

#### A. B. 740. FEIGENBAUM.

Amends § 359b, Pol. C., relating to governor's council. Includes director of investment regulation, director of professional and vocational standards, director of military and veterans' affairs, and director of penology, in council.

**A. B. 741. FEIGENBAUM.**

Amends § 363*a*, Pol. C., relating to department of public works.

Changes number of divisions from 4 to 3. Substitutes division of water resources for division of engineering and irrigation and division of water rights.

**A. B. 742. FEIGENBAUM.**

Amends § 137, C. C., relating to alimony in actions for divorce and support and maintenance.

Adds provision for temporary alimony during pendency of action for permanent support and maintenance. Present provision allows temporary alimony only during pendency of action for divorce.

**A. B. 743. FEIGENBAUM.**

Amends § 6, Act 5238, relating to municipal courts. Reduces number of judges and court clerks in San Francisco from 15 to 9.

**A. B. 744. FEIGENBAUM.**

Appropriates \$72.05 out of state compensation insurance fund to pay claim of Georgia Casualty Company for automobile liability insurance premiums.

**A. B. 745. FEIGENBAUM.**

New act, authorizing state compensation insurance fund to purchase insurance against liability of operators of automobiles used in conduct of business of fund.

**A. B. 746. FEIGENBAUM (by request).**

Adds § 1046*a*, Pen. C., relating to jury panels.

Provides in counties having more than one superior court judge, separate panel of jurors may be drawn for each judge, or one panel for use of any two or more judges. Jurors may be transferred from one panel to another, but only with consent of judge on whose panel they are drawn.

**A. B. 747. CRONIN, FEIGENBAUM, FLYNN, FRY, GILMORE, HAWES, HORNBLOWER, LEVEY, MILLER, MORRISON, OLIVA, QUIGLEY and WILLIAMSON.**

Amends § 86, C. C. P., relating to justices' clerks in San Francisco.

Makes following increases in salary: Clerk, \$3,600 to \$5,400; chief deputy, \$2,400 to \$4,200; cashier, \$2,400 to \$3,900; three deputies, \$1,900 to \$3,600; messenger, \$1,980 to \$3,600. Adds 1 deputy at \$3,600, 2 at \$3,300, 1 at \$3,000 and 3 at \$2,700.

A. B. 748. CRONIN.

New act, providing for license tax on aircraft fuels.

Defines "aircraft," "air navigation facility," "aircraft motor fuel," "distributor," and "airport."

Requires every distributor to register and receive license from state board of equalization.

Requires every distributor to pay license tax of 3 cents per gallon on all aircraft motor fuel sold. Allows deduction of 1 per cent of tax to cover losses by evaporation and handling.

Tax to be paid quarterly to state controller, within 40 days after end of quarter.

Distributors required to keep record of fuel sold, in form fixed by board of equalization. Verified statement of sales to be filed quarterly with board, board to compute tax and deliver tax roll to state controller.

Fuel distributed by distributor to its airports, filling stations, tank trucks or other agencies, or used by distributor in any aircraft motor to be taxed in same manner as though sold, but not more than one tax shall be paid on any fuel.

Unlawful for distributor to fail to file required statement. If no statement filed, board of equalization shall determine amount of tax due and shall add penalty of 25 per cent. Whole amount shall draw interest at 7 per cent until collected. On request of controller, attorney general shall bring action to collect any tax due.

Provisions requiring payment of license tax not to apply to fuel coming into state in course of interstate or foreign commerce, or sold for use outside state, or sold to federal government.

Every person paying tax on fuel not used in aircraft, or exported for use outside state, entitled to reimbursement, upon filing affidavit in prescribed form with state controller within 6 months after date of sale.

Board of equalization given power to make any examination of records of distributors necessary to carry out provisions of act.

Aircraft motor fuel fund created, into which funds received from tax shall be paid. Half of money in such fund to be distributed to counties, in proportion to number of aircraft registered from each county. Such sums to be placed by counties in special air facility fund, to be expended only for construction and maintenance of air transportation facilities. Payments shall be withheld from any county failing to provide for such fund, until fund is established. Board of supervisors required to make annual report of disposition of funds.

Portion of fund retained by state to be paid into "aircraft maintenance fund," to be used for maintenance of emergency landing fields, and maintenance of lighting equipment on emergency landing fields and airports.

Violation of provisions of act made a misdemeanor. Board of equalization given power to revoke license of any distributor violating provisions of act.

A. B. 749. BYRNE.

Adds § 7a to Act 5238, authorizing creation of municipal courts. Provides for appointment of: deputy clerk in charge of traffic fines bureau, at salary of \$325 per month; one deputy clerk at \$250; two deputy clerks at \$175; three deputy clerks at \$150; ten deputy clerks at \$130. Made urgency measure. Enrolled. Vetoed.

A. B. 750. HORNBLOWER.

Adds § 397d, Pen. C., relating to searches and seizures.

Adopts § 25 of National Prohibition Act, approved October 28, 1919, and § 6 of act of November 23, 1921, an act supplemental to National Prohibition Act, as law of this state. Provides such sections shall govern all searches and seizures under any of laws of state.

A. B. 751. HORNBLOWER.

Amends § 791, Pol. C., relating to appointment of notaries public in counties of the second class, San Francisco. Decreases number that may be appointed from 180 to 170.

A. B. 752. HAWES.

Amends § 2552, Pol. C., relating to the salaries of members of the board of state harbor commissioners.

This bill is practically identical to S. B. 496, for which see digest. This bill omits reference to president as "business manager" of harbor affairs, this being the only difference between the bills.

A. B. 753. HAWES.

Adds § 539d, Pol. C., relating to printing of legislative bills and constitutional amendments prior to the convening of the Legislature.

Secretary of Senate and Chief Clerk of Assembly shall direct the state printer to print, prior to the convening of any session of the Legislature, all bills and constitutional amendments which the members and members-elect of the Senate and Assembly certify in writing they intend to introduce at such session.



A. B. 754. BYRNE.

New act, relating to the forfeiture of certain lands to the state for the nonpayment of delinquent interest on the purchase price thereof.

Provides that lands sold by the state for which certificates of purchase were issued prior to May 1, 1911, and upon which the interest on the purchase price is, or may hereafter become delinquent, shall be forfeited to the state, unless payment thereof shall be made as provided in the act.

Made the duty of the register of the state land office to prepare, once each year, a list of the lands upon which payment of interest is delinquent. Penalties for failure to pay delinquent interest, followed by forfeiture if said interest and penalty be not paid. Extends period of payment for lands embraced in an estate in probate.

Provides method by which a person having a conveyance in whole or in part, but to whom the certificate has never been issued, may protect his lands from forfeiture.

Provides for publication and mailing of notice of delinquency by the register. Provides method whereby forfeiture erroneously declared may be set aside. Appropriates \$4,000 to defray costs of publication and mailing herein provided for.

A. B. 755. BYRNE.

Adds § 363j, Pol. C. Authorizes department of public works, with approval of department of finance, to engage services of architects in preparation of plans for public buildings in certain cases.

A. B. 756. CRITTENDEN.

New act, relating to the powers of the judicial council.

Provides that the judicial council shall have power to prescribe and amend rules governing the administration of the courts and the distribution and disposal of business therein; and power to regulate and prescribe by rule, the forms for, and the kind and character of, the entire pleading, practice and procedure to be used in all suits, actions, appeals, and proceedings of whatever nature.

Existing laws pertaining to the administration of the courts, or to pleading and practice therein shall continue in force as general rules, until modified or rescinded by the council.

Rules adopted by the council take effect 60 days after promulgation; may be annulled or amended, or a new rule created in lieu thereof, by the Legislature.

A. B. 757. BYRNE.

Adds § 4310, Pol. C. Provides that the board of supervisors of any county, may, by resolution, establish out of the general fund a "sher-

iff's special fund." Such fund shall not exceed \$5,000 in counties of the first and second classes, and \$2,500 in all other counties, and shall be in addition to any funds or expense moneys at disposal of sheriff under present laws.

#### A. B. 758. WOOLWINE.

Amends title and §§ 1, 2, 4-6, 6b, 6c and 7½, and adds §§ 5¼, 5½, 5¾ to Act 519, relating to transportation of persons and property for compensation by motor vehicles.

See digest on S. B. 583, an identical measure.

#### A. B. 759. CRITTENDEN.

Amends §§ 19, 41 and 79b of "improvement act of 1911." Act 8199.

§ 19 relates to bond to be given by contractor to secure payment for labor and materials used in street work. Is amended by eliminating the provision relating to filing of claims for lien within the time prescribed in § 1187, C. C. P., and provision is inserted in lieu thereof that such claims shall be filed with city clerk prior to the day set for hearing on the assessment under § 21 of this act.

Provision relating to filing of notice of completion or cessation of work, etc., by superintendent of streets has been eliminated.

Amendment eliminates provisions relating to actions against municipality to establish liens under procedure set out in §§ 1184-1184c, C. C. P. Provides in lieu thereof that lien may be enforced by action in the superior court of county in which work is done, said action to be brought within three months of the filing of the verified claim.

Amendment alters the language relating to payment of contractors when no verified claims are on file. The existing provisions as to the payment of the amount due contractor over and above the verified claims on file, are omitted.

Provisions relating to action against surety have been eliminated.

§ 41, relating to jurisdiction of city engineer over work of grading and surveying, is enlarged to include the "improving" of streets as well as the grading and macadamizing thereof, and to include "other work done hereunder." (City council given discretion to appoint an "engineer of work" other than or in place of, the city engineer, and to fix his salary. Provisions of this act relating to city engineer, apply to such engineer of work. Council to fix or affirm salary of city engineer and surveyor.

Amendment to § 79b enlarges the term "incidental expenses" to include: Compensation of surveyor or engineer of work; estimated cost of printing any bonds to be issued to represent unpaid assessments; expenses of an attorney appointed to conduct the proceedings incident to the consummation of the contemplated improvement.

A. B. 760. LEYMEL.

New act, supplementing school code bill, S. B. 22, re employment of librarians in elementary or secondary schools.

Provides that no librarian shall be employed for more than two hours a day in any elementary or secondary school, unless such librarian holds a secondary school certificate or a special teacher's certificate in library craft of secondary grade granted in accordance with the provisions of school code. Librarians, when employed full time as such, or partly as librarians and partly as teachers, shall rank as teachers.

A. B. 761. LEYMEL.

New act, re retirement of teachers and employees of public school.

Supplements school code bill, S. B. 22.

§ 5.810. Service of person serving state teachers college as librarian or other employee thereof engaged in work that would render such eligible to retirement if rendered in any other branch of school system, is made equal to service as teacher in day or evening school for purposes of retirement.

§ 5.900. Allows retirement salary to all employees of public schools holding state board of education credentials and employed for major portion of each school month in work assigned under credentials, and who have fulfilled other requirements of law relating to retirement.

§ 5.802. Makes librarian serving full time in elementary or secondary schools or serving part time as such and part time as teacher instead of only high school librarians employed for more than 2 hours per day subject to provisions of retirement law.

A. B. 762. WOOLWINE.

New act requiring a license for the transportation of property for hire upon the public streets and highways by motor propelled vehicles.

Provides that a license must be secured from the board of equalization, upon the filing of a verified application. With such license the board shall issue, and keep a record of, an emblem, to be displayed on each vehicle licensed, and paid for by persons to whom issued.

Appropriates \$10,000 from the motor vehicle fuel fund for the purpose of preparing and distributing such emblems.

Persons operating such vehicles must quarterly file with board of equalization a report relating to the operation and income from such vehicles. A license fee of four and one-fourth per cent of the gross receipts shall be levied by said board. The amount of state and municipal license and registration fees shall be deducted from said four and one-fourth per cent, as well as the amount of city and county taxes paid on the property used in the operation of such motor vehicles.

If any operator shall fail to file the aforesaid reports, the board shall determine the amount of the tax as best it may, and add thereto a penalty of fifteen per cent thereof. By reason of such failure to file such reports, the operator is thereafter estopped from complaining of the amount of such license fee or penalty fixed by the board.

If any operator fails to procure the license required by the act, or to display the emblems provided, or to pay the license tax, the division of motor vehicles shall suspend the registration certificates of the motor vehicles operated; failure to secure a license, display the emblem, or file a correct report is also made a misdemeanor.

License fees accruing hereunder are lien upon all property of the operator used in producing the gross receipts taxed.

Moneys collected hereunder to be paid into motor vehicle fuel fund, to be used in maintenance of highways.

This act does not apply to motor vehicles operated exclusively within incorporated cities or towns, or to vehicles transporting property for compensation over a regular route or between fixed termini.

#### A. B. 763. WOOLWINE.

Appropriates moneys (amount not specified) for acquisition of land and water rights and making of all necessary preparations for construction of state penitentiary in Los Angeles county.

#### A. B. 764. WOOLWINE.

Amends § 3664aa, Pol. C., re taxation of highway transportation companies.

Decreases amount of tax to be paid state by companies transporting property by auto trucks from 5% to 4½% of gross receipts.

See S. B. 646, an identical bill.

#### A. B. 765. BERNARD.

Amends § 4271, Pol. C., re salaries of officers of counties of 42nd class, Colusa.

Skeleton bill.

#### A. B. 766. COOMBS.

Amends §§ 3667, 3667c, Pol. C., re reports to be filed with board of equalization.

Skeleton bill.

#### A. B. 767. BISHOP.

Revises Act 2844, regulating manufacture and sale of upholstered furniture.



Places control and supervision over sale and manufacture of upholstered furniture in "the division of weights and measures" and enforcement of act under supervision of "state superintendent of weights and measures" instead of department of agriculture.

Alters statements to be placed upon tags attached to such furniture, and prescribes size of type; makes removing of tags placed upon such furniture by inspectors a misdemeanor.

Authorizes superintendent of weights and measures to establish and enforce standards for labeling, grading, mixing, and inspecting of materials, and to prescribe manner of sterilizing certain second-hand furniture which has become contaminated.

Requires all branch houses of manufacturers, sellers, and repairers of such furniture to procure a license.

Creates a revolving fund of \$3,000 from upholstered furniture inspection fund, to be used to meet emergency expenses.

Authorizes condemnation and destruction of upholstered furniture found to violate provisions of act.

Alters penalties for violation of act—minimum term of imprisonment being set at three months.

A. B. 768. HORNBLOWER.

Amends § 1026, Pen. C., re pleas.

Requires separate trials where defendant pleads "not guilty by reason of insanity" and joins with it another plea or pleas, the former to be first tried.

Gives court discretion to try separate pleas before same or new jury.

Omits provision for sentence of defendants found to be sane.

A. B. 769. LITTLE.

Authorizes secretary of state, with approval of department of finance, to compile and publish a legislative manual, state blue book, or roster, within next fiscal year and biennially thereafter, and provides method of distribution and sale. Appropriates \$10,000.

A. B. 770. LITTLE.

Amends § 70, Pen. C., re bribery.

Enlarges scope of section to include employees and appointees of state, and political subdivisions thereof, as well as executive and ministerial officers.

Brings an agreement to receive a bribe within scope of section, and makes receiving of bribe punishable by imprisonment in state prison from 1 to 14 years. Violation of present section is misdemeanor.

**A. B. 771. EMMETT.**

Amends § 1 of an act establishing a state highway known as the "Bakersfield, Maricopa and Ventura state highway," Act 3294 (Stats. 1913 p. 1134).

Amendment substitutes a more general description of highway route.

Original statute provided highway should not become a state highway until fully completed; amendment alters this to read "fully completed by grading and construction of culverts and bridges."

**A. B. 772. CRONIN.**

Appropriates \$330,000 out of the corporation commissioner's fund, for construction and furnishing of an addition to the state office building at San Francisco, to house San Francisco office of corporation commissioner.

Director of finance may rent or lease unused portions of said addition to any of the agencies of the state government, rentals to be deposited in corporation commissioner's fund.

**A. B. 773. STOCKWELL.**

Amends § 4041, Pol. C., and adds new §§ 4041.1-4041.25, all re powers of boards of supervisors.

Amendment effects no change in the substance of the section; section is split up into twenty-five sections, and material is rearranged.

**A. B. 774. SNYDER (by request).**

New act, authorizing municipal corporations to acquire public utilities.

Provides that a municipal corporation may acquire and dispose of real and personal property for purpose of securing works for supplying the inhabitants of said municipal corporation with light, water, heat, telephone service, or other public utility service.

Municipality may acquire, construct, or operate public utilities, and may sell or otherwise dispose of any surplus product of said public utilities. When property of such utility is acquired by lease, the term thereof shall not exceed 40 years, and if such lease be for a longer term than 10 years, it must be ratified by voters of said municipality.

When a purchase is made of public utility property on the installment plan, title remaining in the seller, the municipality shall not be deemed to have incurred any indebtedness for, nor be liable for any

installment, until each installment becomes due. Municipality may pay taxes and insurance on such property, but shall not pay interest on installments which are to become due.

Municipality may levy a tax to pay rentals or installments, but such levy is not essential to the validity of any lease or contract of purchase.

Act ratifies prior leases and contracts.

A. B. 775. SNYDER.

New act, conveying property known as De Laveaga Park to city of Santa Cruz and county of Santa Cruz for consideration of one dollar.

A. B. 776. SNYDER.

Creates a "state art exhibit" for purpose of encouraging exhibits of works of California artists.

Exhibit shall be under supervision of State Board of Education, and the location thereof determined by superintendent of public instruction. Board to appoint a director and other employees. Appropriates \$2,000.

A. B. 777. BLISS.

Amends § 597a, Pen. C., relating to method of carriage of animals in conveyances.

Present provision forbids carrying domestic animals in any cruel manner in any "vehicle" and authorizes the placing of vehicle in custody when section is violated.

Term "vehicle" enlarged to include "vehicle, motor vehicle, motor truck, railroad train operated by steam, electricity, gasoline or other motive power." Vehicles, motor vehicles, and trucks are still to be taken into custody for violation of section; railroad cars in which animals are improperly carried are subject to having a card placed upon them by officer forbidding further movement of such car until cruel manner of carriage no longer exists.

A. B. 778. BLISS.

Adds § 141a, California Vehicle Act, Act 5128, relating to duty of drivers striking animals.

Requires driver of vehicle which strikes animal to stop and ascertain if animal alive, and if so, provide humane attention.

If owner of animal present, driver shall give his name and address, and name and address of the owner of the vehicle and report accident to nearest police station, constable, sheriff's office, or humane officer.

A. B. 779. BLISS.

Adds § 152a, California Vehicle Act, Act 5128, relating to transportation of animals on motor vehicles.

Unlawful to carry animal on outside portion of motor vehicle, unless animal protected by framework or other device which will prevent animal from falling off.

A. B. 780. BLISS.

Adds § 597j, Pen. C., relating to the keeping of vicious dogs.

Prohibits keeping of dogs known to be vicious.

Declares the biting of any person by any such dog prima facie evidence of willful violation of this section on part of owner.

A. B. 781. SEWELL.

Adds § 625b, Pol. C., relating to bonds and undertakings of corporate sureties.

Provides that no surety company shall become surety on any one bond or undertaking, the penalty of which shall exceed 10 per cent of capital and surplus of such company as shown by its last statement on file with insurance commissioner.

A. B. 782. SCOFIELD.

Amends §§ 4, 5, 8, 9, 10, 11, 38, 40, 41 and 42, and adds 2a, 26, 5a, 25a-25k, incl., "Acquisition and Improvement Act of 1925," Act 3276a.

Bill identical to S. B. 184, for which see digest.

A. B. 783. BADHAM (by request).

New act, regulating hours of business when, and place of business where, uncured and uncooked meats are sold.

Unlawful to sell or deliver any such from established place of business except between hours of 7 a.m. and 6 p.m. on days other than Sunday and certain enumerated legal holidays. Prohibits selling such except from established place of business at same regularly inspected.

Special provision for hours of business when holiday falls on Saturday, and for places of business where strictly Kosher meats are sold.

A. B. 784. MEEKER.

Amends § 42 and adds § 35a, California Irrigation District Act, Act 3854.



§ 35a defines "assessment book" as any substantial record showing the data required by this act, whether in form of bound volume or on cards so arranged and kept as to provide a record of assessments.

§ 42, relating to publication of delinquent list, enlarged to contain reference to § 41c, relating to publication of delinquent lists where assessments are paid in installments.

Contents of delinquent list shall now include the "total" amount of the assessments, "penalties" and costs. Sale for failure to pay assessments may now be made at a point within the district "or it may be at the office of the district if said office is not within the district." Should error be discovered in publication of "notice of the" sale of delinquent property, "or the delinquent list" which might invalidate sale, the list shall be republished.

#### A. B. 785. SEWELL and WILLIAMSON.

Amends §§ 1184, 1184a, 1184b, C. C. P., relating to mechanics' liens.

§ 1184, relating to notice to be given owner of premises by those performing work thereon, enlarged to include owner, mortgagee, trustee or beneficiary under deed of trust, or successor in interest of either, owning an interest in, or having lien upon premises upon which work is being done or materials furnished.

Duty of person to whom such notice given to withhold from contractor, or from person borrowing money under mortgage or deed of trust upon property being improved, sufficient funds to pay such claim.

§ 1184a, relating to time of commencing action against owner to enforce such claims, and manner of conducting such action, is enlarged to provide that no action shall be commenced against owner, nor against mortgagee, trustees or beneficiary under deed of trust, or other incumbrance holder whose duty it is to make payments out of a building loan.

Provision as to notice of proceedings to be given to owner, etc., is eliminated.

§ 1184b, relating to pro rata distribution of moneys withheld by owner, when insufficient to pay claims in full, amended to include with "owner" any mortgagee, trustee or beneficiary under deed of trust, or other incumbrance holder.

#### A. B. 786. SEWELL and WILLIAMSON.

Amends § 1183, C. C. P., relating to mechanics' liens.

Adds to classes of work upon which mechanic's lien can be based: the filling in, or other improvement of city lots; doing landscape work thereon; demolition and removal of buildings therefrom; work on sidewalks, or on vaults or other chambers under sidewalks.

Provides that price agreed upon shall be presumptive evidence of reasonable value of work for which liens can be claimed.

Provides that no attempted rescission or modification of contract between owner and his contractor, nor of bond given by contractor, shall release sureties on such bond. Where surety is compensated, he shall not be released from liability by reason of any breach of contract between owner and contractor, or on the part of any obligee named in said bond.

No provision in such bond attempting to shorten time for commencing action thereon to a shorter period than one year from completion of work shall be valid; nor shall any provision limiting time for commencing action be valid unless such bond, with contract to which it refers, be filed for record with county recorder, prior to commencement of the work.

A. B. 787. SEWELL and WILLIAMSON.

Amends §§ 1187 and 1188, C. C. P., re mechanics' liens.

Deletes provision that trivial defects shall not be such lack of completion as to prevent the filing of a mechanic's lien.

Defines work of improvement used in re notice to be filed upon completion of contract as meaning the entire structure or scheme of improvement as a whole. Where improvement is subject to acceptance by municipal board or officer, time for filing claims shall not commence to run until after acceptance. Person filing mechanic's lien on two buildings must have been employed by same person.

Where contract with lien claimant does not segregate the amount of payment due on each particular building or construction lien claimant may estimate equitable distribution of amount due and file claims against respective buildings.

A. B. 788. SEWELL and WILLIAMSON.

Amends § 1192, C. C. P., re mechanics' liens.

Provides that lien shall not be affected by notice of nonresponsibility so far as that lien applies to the structure improved. Such notice shall not affect estate of the person filing and posting same in the land upon which the improvement has been made. Such notice shall have no effect upon improvements involving the removal or demolition of any building. No notice of nonresponsibility shall have any effect if recorded and posted before work of improvement is actually commenced.

A. B. 789. SEWELL and WILLIAMSON.

Amends § 1197, C. C. P., re mechanics' liens.

Provides that the furnishing of appliances, teams, or power contributing to any work of improvement shall be sufficient to give person supplying same a mechanic's lien.

**A. B. 790. SEWELL and WILLIAMSON.**

Amends § 564, C. C. P., re appointment of receivers.

Provides that receiver may be appointed in suit to foreclose mechanic's lien.

**A. B. 791. SEWELL and WILLIAMSON.**

Amends § 701, C. C. P. Provides mechanic lien claimant may redeem real property from sale under a lien, whether mechanic's lien be reduced to judgment or not.

**A. B. 792. DEUEL.**

New act provides for abandonment and discontinuance of operation of state land settlement project at Durham, founded under provision of Act 8008, "land settlement act of 1917," by the state.

Division of land settlement directed to make refunds to all persons owning property at Durham, to equalize for overcharge made by state for land and to pay all indebtedness owing by state upon lands at Durham. Purchasers of land must accept provisions of act within 120 days from date it takes effect or pay full amount due on land purchased by them.

Land settlement board must retain title to water rights, irrigation system and community buildings until such time as a satisfactory organization is formed to take charge of same.

Division of land settlement authorized to sell all lands owned by state at Durham at private sale for such price and terms as may be advisable. Appropriates \$500,000.

**A. B. 793. COLLIER.**

Amends 4245, Pol. C., relating to salaries and fees of officers in counties 16th class. (Stanislaus)

Salary of assessor reduced from \$2,700 to \$900 per annum. Number of statements on the assessment roll for which assessor receives 50 cents each has been changed to read those in excess of 30,000 instead of 20,000.

Designates one member of board of supervisors as chairman at \$2,400 per annum. Salary of other supervisors reduced from \$2,400 to \$1,920.

**A. B. 794. LEYMEL.**

New act; supplements School Code bill (S. B. 22).

Service of a nurse employed in public schools who holds certificate from state board of health, service of a school attendance officer who holds a certificate as such, service of a secondary school registrar who holds a legal certificate shall be equivalent to service as a teacher under legal certificate in a day or evening school. Time of such service to be reckoned in determining right to retirement salaries.

A. B. 795. LEYMEL (by request).

Amends § 689, C. C. P., relating to procedure of sheriff when property held under writ of execution is claimed by third person.

Sureties upon undertaking given to indemnify sheriff by party in whose favor writ of execution runs, must justify before a judge or county clerk in the same manner as upon bail on arrest. Such justification shall be upon notice by sheriff to third party, or to sureties, of not less than two or more than five days. Upon justification sheriff to hold property.

Sheriff liable for such property until justification is completed or waived. If sureties fail to justify, sheriff must release property to such third party.

A. B. 796. LEYMEL (by request).

Amends § 1238, C. C., relating to property from which homestead may be selected.

Identical with S. B. 284, except that last word in line 12 of present bill is "exclusive," and corresponding word in S. B. 284 is "inclusive."

A. B. 797. LYONS.

Adds § 3261, Pol. C., fixing standard time in this state, and providing for daylight saving time.

A. B. 798. MIXTER.

Appropriates \$10,000 to be used for purpose of investigating and reporting upon methods of financing irrigation, reclamation and other public improvement districts in agricultural regions.

Commission consisting of not less than 3 nor more than 7 members appointed by governor to report findings and recommendations for recommendation to Legislature at 1931 session.

A. B. 799. MIXTER.

Amends § 18, California Irrigation District Act, Act 3854, relating to distribution of water within irrigation districts.

Adds provision that board of directors of any district may lease or sell any surplus water for use within or without district. Any lease or contract to deliver water to mutual companies for distribu-



tion to territory served thereby, entered into for a period of more than one year shall not be valid unless approved by California bond certification commission.

A. B. 800. YOUNG.

Amends § 2a, Act 2874, relating to division of state into fish and game districts.

Skeleton bill.

A. B. 801. YOUNG.

Amends § 139, C. C. P., re proceedings in superior court.

Adds provision that matters or proceedings other than the trial of an action shall be automatically continued to next day fixed for hearing of similar matters or proceedings when judge is not in attendance on day fixed for hearing. Provides for recurring continuance until judge is in attendance.

A. B. 802. YOUNG.

Amends § 4279, Pol. C., re officers counties 50th class, Plumas.

Empowers board of supervisors to employ highway engineer at such compensation and for such length of time as board may fix.

A. B. 803. INGELS and JOST.

Amends § 384c, Pen. C., re trespass.

Makes a misdemeanor the injuring or killing of animals of another while hunting on unenclosed, as well as enclosed, property of another.

A. B. 804. INGELS and JOST.

Amends § 602, Pen. C., re trespass.

Amended to provide that permission to build fires on lands of another where signs forbidding trespasses are posted, must be in writing.

Prohibits hunting on unenclosed, in addition to enclosed, lands of another without permission. Requires permission to be written.

A. B. 805. EMMETT.

Amends § 90, Act 5128, California Vehicle Act.

Amended to provide that not more than one trailer or vehicle, instead of one trailer or other vehicle, shall be attached to any motor vehicle, except implements of husbandry on public highway.

A. B. 806. EMMETT.

Amends § 4149a, Pol. C., re duties of live stock inspector.

Requires live stock inspector to attend such meetings as shall be deemed necessary and advisable by board of supervisors.

A. B. 807. PATTERSON.

Amends § 633*b*, Pol. C., re contents insurance policies.

Skeleton bill.

A. B. 808. PATTERSON.

Amends § 633*aa*, Pol. C., re licensing of agents of life insurance companies.

No person shall within state act as agent of any life insurance company until person shall have first obtained license under act. Section gives agent authority to act under § 633 or § 633*a* of Pol C.; and licensee under said sections have authority to act as life insurance agent without obtaining license.

A. B. 809 ROLAND (by request).

Amends § 15, Act 4807, Medical Practice Act.

Existing section provides persons holding certificates to practice any system or mode of treating sick shall have certificate "recorded." Amendment provides that certificate shall be "registered," county clerk to keep book of registration for such purposes alphabetically arranged.

A. B. 810. ROLAND.

Amends § 3, Act 8205, "Street Improvement Act of 1913." re notices.

Skeleton bill.

A. B. 811. ROLAND (by request).

Amends § 1444, C. C. P., re appointment inheritance tax appraisers.

Existing law that court must appoint 3 disinterested persons to act as appraisers but may, in its discretion, appoint one inheritance tax appraiser to act as sole appraiser. Amendment provides court must appoint one appraiser but may, on application of any interested party, appoint 3 disinterested persons to act as appraisers.

A. B. 812. FRY.

New act providing for sales tax upon transfers of shares of capital stock or bonds.

§ 1, provides every person, firm, association or corporation selling or exchanging any shares of capital stock of a corporation must pay to controller sum amounting to one-half of 1% of par value of stock. If no par value, then one-half of 1% of market value. Tax to be paid

within 30 days after sale of stock. Corporation selling original issue of its capital stock not required to pay tax.

§ 2. Seller of bonds, debentures, or other evidences of indebtedness of corporations to pay controller sum of \$5 for each \$1,000 worth of bonds, etc., sold; tax to be paid within 30 days.

§ 3. Exempts tax on sale of shares of capital stock or bonds, etc., of nonprofit corporations or associations.

§ 4. Term "sale" includes margin transactions, but sale only deemed to have taken place in event of final delivery of subject matter of sale. Sale through or by broker, broker to pay tax.

§ 5. Controller to pay all moneys received pursuant to act into state treasury.

§ 6. Failure to comply with provisions of act made misdemeanor, subjecting offender to imprisonment from 30 to 90 days or fine from \$100 to \$500, or both fine and imprisonment.

#### A. B. 813. SEWELL.

Amends § 702, C. C. P., relating to redemption from sales under foreclosure of mortgage. Provides period of redemption from sale of real property on any mortgage shall be 120 days. Existing law allows 12 months for redeeming.

#### A. B. 814. SEWELL.

Amends §§ 12 and 16, Act 5886, pharmacy act, relating to practice of pharmacy.

§ 12, identical with § 12 in S. B. 545.

§ 16, excludes essence of Jamaica ginger as a drug that may be sold by grocers and dealers generally without restriction. Includes arsenical compounds or preparations used or intended to be used, or adaptable for orchard spraying, or extermination or control of plant and animal pests as among drugs and chemicals that may be sold without restriction.

#### A. B. 815. SEWELL.

Amends § 5a, Act 5994, relating to sales of poisons within State of California.

See digest S. B. 498, an identical measure.

#### A. B. 816. EASLEY.

Adds § 374b, Pen. C., relating to deposit of garbage on highways.

Provides anyone depositing any garbage or refuse upon public highways of state guilty of misdemeanor.

A. B. 817. EASLEY.

Amends § 4 and 5, Act 1283, relating to formation, organization and government of public cemetery districts.

§ 4. If any person within district opposes creation of same or requests change in boundaries, board of supervisors must call special election where qualified voters of proposed district shall vote on question.

If favorable vote, board of supervisors to proceed with organization of district; if unfavorable further action of organization to cease and no proceedings to be taken for six months.

A. B. 818. EASLEY.

Amends § 4242, Pol. C., relating to salaries and fees of officers in counties of thirteenth class (Contra Costa).

Increases salaries of two deputy county clerks from \$185 to \$200 per month, that of another from \$165 to \$175. Adds deputy at \$165 (effective January, 1930).

Adds deputy auditor at \$190, and increases salary of clerkk from \$115 to \$125.

Decreases salary deputy superintendent of schools from \$200 to \$175; eliminates provision requiring deputy to be registered nurse. Adds deputy at \$110.

Eliminates one deputy assessor and increases salary of three deputies from \$200 to \$250, from \$200 to \$225, and from \$165 to \$180, respectively. Salaries of field deputies increased from \$125 to \$150. Sum for additional assistance increased from \$7,000 to \$8,250.

Adds to staff of surveyor, one engineer and one field engineer, four chainmen, and one draughtsman.

Justice of peace in townships having a population of 15,000 instead of 10,000 allowed \$350 per month instead of \$200 per month; justice in townships of population between 7,000 and 15,000 instead of 7,000 to 10,000 allowed \$175 per month. In townships where the county seat is situated, justice allowed additional compensation of \$75 per month.

Increases salary of county librarian from \$2,700 to \$3,000 per annum.

A. B. 819. HEISINGER.

New act; supplements School Code (S. B. 22).

Provides that no school bus owned or operated by high school district shall be allowed to go into another high school district for the purpose of transporting pupils from other districts to high school



district operating bus. Driver or operator of any bus violating provision of section guilty of misdemeanor.

A. B. 820. WITTER.

Adds § 10, Act 3873, re cooperation of irrigation districts with United States under the federal reclamation laws.

§ 10. District may contract with United States for construction of works when district is required to pay cost, in whole or part. District authorized to borrow money for a term not exceeding 5 years and at interest rates not exceeding 7 per cent, and to issue notes, warrants or other evidence of indebtedness therefor.

A. B. 821. WRIGHT.

New act. Supplemental to School Code bill (S. B. 22).

§ 4.490. Maximum rate of tax in any one year for building purposes not to exceed 60 cents on each \$100 worth of taxable property in district. Present provision allows a maximum of 70 cents. Maximum tax allowed for other purposes, inclusive of transportation of pupils, must not exceed 40 cents on each \$100 worth of property. Existing provision provides a maximum of 30 cents. Maximum tax of 5 cents on each \$100 allowed for purposes of transporting pupils.

§ 4.491. Maximum rates of tax may be increased but may not be diminished, by majority vote of qualified electors of district voting therefor; provision not to apply to rate of tax allowed for transportation of pupils.

§ 4.492. Maximum rates of tax as increased to remain the maximum rate of district until diminished or further increased by majority vote of qualified electors of the district at an election called by governing board of district, on petition of 10 per cent of such electors.

A. B. 822. WILLIAMSON.

New act supplemental to School Code Bill (S. B. 22).

§ 5.407. State board of education to prescribe regulations providing for exchange of teachers in elementary and secondary schools of state with teachers from other states or foreign countries. Laws respecting employment of aliens not to be construed as prohibiting such employment. Teachers so employed to be known as "exchange teachers."

§ 5.408. Expenses incurred in making an exchange of teachers to be borne by district participating.

§ 5.128. Credentials to be given "exchange teachers" by board of education. Upon presentation of credentials, county board of education may issue certificate to teach.

A. B. 823. CLOUDMAN.

Appropriates \$15,000 to be used by regents of University of California to gather data for studying and writing history of people of California. Requires data to be gathered with special reference to political and financial history.

A. B. 824. BROCK.

Supplements S. B. 22.

Changes method of determining number of "home teachers," allowing one such teacher for every 500 units of average daily attendance in elementary or high schools of district. § 3.530 of S. B. 22 takes as measure such attendance in "common schools of district."

A. B. 825. STOCKWELL.

Amends § 73 and adds § 72a, Act 5128, California Vehicle Act.

§ 73. Deletes provisions requiring division to revoke, for 12 months, licenses of any person upon satisfactory evidence of his conviction of manslaughter resulting from operation of motor vehicle, of felony under provision of California vehicle act or felony in commission of which motor vehicle is used or upon 3 charges of reckless driving.

§ 72a. Requires court convicting person of (1) manslaughter resulting from operation of motor vehicle, (2) felony under California Vehicle Act or felony in commission of which motor vehicle is used, (3) driving while intoxicated, or (4) reckless driving, to revoke operator's or chauffeur's license of such person and to note such revocations thereon; such revocation to continue until full settlement has been made for any damage or injury. Prohibits issuance of new license unless insurance in amount of \$5,000, to be known as "named driver policy" be procured by such person, insuring him against damage to persons or property. Requires such an additional policy for such subsequent revocation, and requires each new license to show on face number of times licenses of such person have been revoked.

A. B. 826. INGELS.

Adds § 417a, Pen. C., making discharge of firearms upon a public highway a misdemeanor.

A. B. 827. ROLAND. (By request.)

New act, supplementing school code, re absence of pupils from school to receive dental attention. Governing board of school district may allow pupils to be excused for such purpose for not to exceed 240 minutes in any term, the time to count as attendance upon physical education courses, and not as absence from school.

A. B. 828. ROLAND.

Amends § 4, Act 8200, re improvement of streets.

Skeleton bill.

A. B. 829. ROLAND. (By request.)

Amends § 16, inheritance tax act, Act 8443, re appraisement of estates.

Provides that notice of filing of report by appraiser shall be posted at county courthouse, instead of being posted in three public places. Provides that clerk of superior court, instead of court, shall fix time for hearing of objections to said report. Notice of hearing required to be given by posting at courthouse, instead of as court may direct.

A. B. 830. COOMBS.

Amends § 19x31, juvenile court law, Act 3966, re salary probation officer in counties of 31st class, Napa.

Increases salary of assistant probation officer from \$125 to \$150 per month, to take effect January 1, 1931.

A. B. 831. SEAWELL.

Amends title and § 3, Act 2883a, regulating issuance of hunting and fishing licenses.

Amends § 3, re scale of fees for hunting and fishing licenses, by eliminating present provisions of paragraph fifth, Class A, fixing hunting license fees for aliens and providing that it shall be unlawful for any unnaturalized foreign born person who has not declared his intention to become a citizen to hunt wild game, or to possess any firearm, except in defense of person or property.

Provides that provisions of section shall not be construed as repealing or modifying Acts 1970, 1971, re possession of deadly weapons, except so far as they apply to hunters and fishermen.

Purports to amend, but adds, paragraph fourth, Class B, providing that fishing license may be issued to persons ineligible to citizenship, upon payment of \$25.

A. B. 832. WEST.

Amends § 323, Pol. C., re time when statutes take effect.

Provides that statutes shall take effect on 91st day after final adjournment of Legislature passing same, instead of on 60th day after passage.

A. B. 833. LEYMEL.

New act, to supersede § 5.401 of school code, re employment of teachers in public schools. Provides persons in positions requiring certification qualifications may be elected for next school year on or after first meeting of governing board of district on first Saturday in May and shall be deemed reelected from year to year, except as provided in school code.

A. B. 834. LEYMEL. (By request.)

New act, re maintenance of state highways within municipalities. Provides division of highways may designate any street or road within limits of any municipality as an extension of a state highway, and thereafter it may be maintained and repaired by division. Division may order work done by municipality, and may reimburse municipality for work done.

A. B. 835. LEYMEL. (By request.)

New act, supplementing school code, S. B. 22, empowering boards of education to purchase public liability insurance on school buses, and for that purpose to secure bids for policies of insurance.

A. B. 836. BISHOP.

Amends § 1607*e*, Pol C., re school cafeterias.

Present law makes cost of housing and equipping cafeterias a charge against the funds of the school district.

Bill provides cost of managing school cafeterias an additional charge against said funds.

A. B. 837. DILLINGER.

Declares certain county road in El Dorado County commencing at Marshall monument, thence to Mother Lode state highway in said county to be a state highway.

A. B. 838. ANDERSON.

Amends § 11 of Act 2964, re motor vehicle fuel tax.

Provides exemption from tax on motor vehicle fuels used in transportation of all mails, instead of those used exclusively for transportation of rural free delivery mails.

A. B. 839. CRAIG.

New act. Supplements School Code bill (S. B. 22).

Adds provision for calling of election on question of allowing two or more elementary school districts to withdraw from city high school district and form an independent union or joint union high school district, if possessed of same qualifications now required for withdrawal from union or joint union high school district.

A. B. 840. HARPER.

New act. Conveys to the city of San Diego tidelands within San Diego Bay, to be held pursuant to Act 6881.



A. B. 841. LITTLE.

Amends § 604a, C. C., religious corporations.

Deletes provision for approval of superior court where corporation mortgages, aliens, encumbers, or grants real property or certain easements therein.

A. B. 842. LITTLE.

New act, relating to controlling insurance assumed by partnerships and individuals, as underwriters.

Provides partnerships, and individuals as underwriters shall not make contracts of insurance against hazards or risks within state unless a verified declaration is filed with insurance commissioner by resident "attorney-in-fact," setting forth among other requirements of act that maximum amount of insurance to be assumed by an individual upon single risk for each kind of insurance not greater than 10 per cent of net worth of individual as shown by rating of such individual in a commercial agency having at least 100,000 subscribers, or that each underwriter has deposited in trust with a responsible bank, cash, or securities subject to approval of commissioner, to indemnify policyholders; liability of each underwriter not to exceed 10 per cent of underwriter's deposit.

§ 4 of act provides every policy shall have printed in clear English type upon face and back the name under which policies are issued, words "not incorporated," of which face shall be not smaller than 10 point, the name and address of resident of duly licensed attorney-in-fact. Commissioner to issue certificate of authority when provisions complied with.

§ 7. Such partnerships and individuals shall at all times keep a fund of amount equal to all outstanding claims, plus unearned premiums on policies in force, less reinsurance premiums, and less commissions actually paid.

§ 9. Provides, in part, *shall not* change name without obtaining *written* approval of commissioner; establish branches under other names; have assets less than prescribed by law; shall notify commissioner of change in location of office of attorney-in-fact. Also, after licensed to do business, other and additional underwriters may join.

§ 11. Provides minimum penalty \$500 and maximum \$1,000 for any person engaging in state in business contemplated by act without complying with its requirements.

Actions may be brought against any members in county in which cause of action arises or where claimant resides, and § 13 provides for means of service of process. Act also provides for schedule of fees to be paid to insurance commissioner in organization; act made to supersede all other acts in conflict herewith.

A. B. 843. DEUEL.

New act, supplementing School Code bill (S. B. 22), intended to add new § 5.114 thereto.

Provides profit resulting from operation of cafeterias and dormitories at state teachers colleges and other state schools shall be paid semiannually into general fund of state treasury.

A. B. 844. SNYDER.

Amends § 4255, Pol. C., relating to salaries, fees and expenses of officers in counties of 26th class (Santa Cruz).

Skeleton bill.

A. B. 845. KLINE.

New act, establishing additional state highways and classifying same as secondary state highways.

See digest S. B. 717, an identical bill.

A. B. 846. KLINE.

Amends § 476*a*, Pen. C., relating to defrauding by means of checks, drafts or orders.

See digest S. B. 392, an identical bill except that in line 14, page 1, of this bill, after words "or order" the additional words "in full upon its presentation," appear.

A. B. 847. KLINE.

Amends § 1, Highway Act of 1927, Act 3303*a*.

Provides that route 64 of primary state highways shall extend from Mecca to the Colorado River. Route 64 now extends from Mecca to Blythe.

A. B. 848. KLINE.

New act, re establishment of new state prison. Establishes state prison for improvement of such persons, between ages of 18 and 24 convicted of crimes punishable by imprisonment in state prison, as may be sentenced thereto.

Prison is to be under management and control of State Board of Prison Directors; all laws applying to existing state prisons to apply thereto.

Prison to be administered to provide beneficial training, education and discipline of prisoners confined therein.

State Board of Prison Directors is directed to purchase suitable site for prison and to erect necessary buildings thereon.

Provides for transfer of prisoners in state prisons, under 24 years of age serving first terms, to prison to be established, and allows transfer of prisoners therefrom to state prisons now existing.

County probation officers are to act as parole officers for all prisoners paroled therefrom, residing in their respective counties, under rules established by State Board of Prison Directors.

Appropriates \$-----for purposes of act.

A. B. 849. KLINE.

Amends § 16x15, Weights and Measures Act, Act 9204, re compensation of sealer in counties of fiteenth class. (Riverside.)

Skeleton bill.

A. B. 850. KLINE.

Amends § 2322, Pol. C., re county horticultural commissioners.

Skeleton bill.

A. B. 851. KLINE.

Amends § 737gg, Pol. C., relating to salary of judges of superior court, Riverside county.

Skeleton bill.

A. B. 852. KLINE.

Amends § 1, Act 6651. Providing stenographer and fixing compensation thereof for judges of superior court in counties fifteenth class (Riverside).

Skeleton bill.

A. B. 853. SNYDER.

Amends § 4255, Pol. C., salaries officers, counties, twenty-sixth class (Santa Cruz).

Increases salary of deputy auditor from \$1,500 per year to \$1,800; allows additional deputy auditor at \$1,200 per year.

Increases salary of one deputy treasurer and tax collector from \$1,200 per year to \$1,380.

Justice's court in townships of the first class allowed a clerk at \$1,200 per year.

**A. B. 854. KLINE.**

Bill supplementing S. B. 22. § 3.5 of bill will supersede § 3.5 of S. B. 22, which is derived from Political Code, § 1545.

Provides that there must be sufficient money in a school district fund to maintain a school in district for 170 days before county superintendent is required to open such school when trustees of district neglect or refuse to employ a teacher therefor. At present there must be money to maintain school for 160 days.

**A. B. 855. CRITTENDEN.**

Amends § 1238, C. C. P. Adds provision that right of eminent domain may be exercised for use of water for irrigation purposes and rights of way for diversion, conveyance and distribution of water for such purposes whether by public agency or by private parties. Rights of way condemned by private parties must be available for like use for any other private party or public agency upon just compensation.

**A. B. 856. CRITTENDEN.**

Amends § 170, C. C. P., relating to the disqualification of judges to sit in certain actions or proceedings.

A provision is added to subdivision 1, providing that no judge shall be disqualified from sitting in actions or proceedings in which the state or any subdivision thereof or any irrigation, reclamation, drainage, improvement assessment or other district is a party or is interested, because of ownership of taxable or assessable property in district.

Subdivision 5 is omitted.

**A. B. 857. CRITTENDEN.**

Adds §§ 1244a and 1244b, C. C. P.

1244a. In eminent domain proceedings, if plaintiff is in doubt as to title of property, he may state doubt in complaint, court thereupon to determine respective rights of plaintiff or any defendant to said property, and in final order of condemnation court to give judgment quieting any title of plaintiff.

1244b. In proceeding to condemn riparian rights or riparian rights to water, plaintiff may elect to condemn whole or a part of such right, plaintiff to specify in complaint portion of natural flow of stream which will not be affected by judgment of condemnation or to state in complaint or stipulate at trial that certain quantity of water will be supplied or guaranteed to riparian lands.

In cases heretofore tried where foregoing procedure has been substantially followed, act to be construed retroactively in confirmation thereof.



A. B. 858. ROBERTS.

Amends § 271, Pen. C., relating to the desertion of children.

Provision added making it a crime for any parent or person to whom child has been entrusted to leave the state without making proper provision for care of any child under 14 years of age. Punishment is by imprisonment in the state or county jail for not more than one year or by a fine of not more than \$500 or both.

A. B. 859. NIELSEN.

Amends § 19f, Juvenile Court Law, Act 2966.

Probation officers counties seventh class, adds one assistant probation officer at \$1,980 per year. (Sacramento.)

A. B. 860. NIELSEN.

Amends § 4307, Pol. C., re county charges.

Omits provision that expenses incurred by district attorney or sheriff in criminal cases arising under California vehicle act shall not be a county charge.

A. B. 861. NIELSEN.

Amends § 690, C. C. P., re exemptions from execution or attachment.

Puts accident, health, and accident and health insurance on same basis as life insurance, as to such exemptions; and as to all such insurance which is on monthly income basis, exempts such proceeds also, not exceeding \$100 per month for adult or \$50 per month for minor beneficiary.

A. B. 862. EASLEY.

Declares public highway from near Antioch bridge to Alameda County line via Antioch, Pittsburg, Bay Point, Concord and Walnut Creek and via the tunnel road to be a state highway.

A. B. 863. KLINE.

Adds § 3628a to Pol. C.

Provides that rights of appropriation and diversion of water from surface streams or underground sources shall be taxed in the county wherein real estate to which such rights are appurtenant and in connection with which they are used is located, and that they shall not be taxed in any other county.

A. B. 864. JESPERSEN.

Amends § 2322r30, Pol. C., horticultural commissioner, counties thirtieth class, San Luis Obispo. Allows commissioner three inspectors at

\$200, \$175 and \$150 per month, respectively. At present he is allowed two inspectors at \$5 per day and four at \$4 per day, with a limit of \$4,000 per year for their aggregate salaries.

A. B. 865. JESPERSEN.

Amends § 737nn, Pol. C.

Increases salary of judge of superior court, San Luis Obispo County from \$5,500 per year to \$7,200.

A. B. 866. JESPERSEN.

Bill supplementing S. B. 22, School Code, relating to education of elementary school graduates at California Polytechnic School.

Provides that board of supervisors of any county may send children under 18 years of age who are resident in county and graduates of elementary schools thereof to California Polytechnic School and may pay for transportation, tuition and maintenance of such children out of general fund of county.

A. B. 867. JESPERSEN.

Bill supplementing S. B. 22, School Code, providing for opening and closing of polls at school elections.

Hours of opening and closing made same as at preceding general election, except in districts having an average daily attendance of less than 300 when polls must not be opened before 9 a.m. or closed before 5 p.m. or kept open for less than four hours. At present polls in districts having 400 or more average daily attendance must remain open from 8 a.m. to 8 p.m., in other districts polls must not be opened before 9 a.m. or closed before 6 p.m. or kept open less than four hours, except that in bond elections polls must be open from 8 a.m. to 8 p.m.

A. B. 868. BERNARD.

Amends § 4267, Pol. C., relating to salaries, county officers, Glenn County.

Adds one deputy treasurer at \$1,500.

Increases salary of deputy superintendent of schools from \$1,200 per year to \$1,500.

A. B. 869. BERNARD.

New act, creating county highway construction fund from moneys received by counties from gasoline tax and registration fees.

Provides for classification of county highways into primary and secondary, and for expenditure of 60 per cent of fund on primary highways and 40 per cent on secondary highways. Not more than 15

per cent of highways in county exclusive of state highways shall be included in primary and secondary systems combined.

Department of public works authorized to prepare data to carry out intent of act and charge same to county's portion of gasoline tax and registration fees. Primary system shall be constructed to conform to standards of construction of department of public works.

A. B. 870. BERNARD.

New act providing for inclusion of certain county highways in state highway system.

Provides that as soon as traffic count shows more than 2500 vehicles a day traveling on any county highway, 51 per cent of which are from outside county, it may be added to state highway system.

Requires motor vehicle department to issue distinguishing plates to motor vehicles in each county, so as to assist in traffic count.

A. B. 871. BYRNE.

Amends § 29, Act 5238, providing for establishment of municipal courts.

Skeleton bill.

A. B. 872. SEWELL.

Amends § 1, Act 9262, relating to power of trustees of Whittier State School to dispose of property thereof.

Adds provision that proceeds of sale of property may be used for purpose of adding to or enlarging present site of school and making of improvements thereon, as well as for purchase and improvement of a new site.

A. B. 873. INGELS.

Amends hide and brand law, Act 4638.

§ 2. Unimportant change in wording with no apparent change in effect.

§ 3. Omits provision making it unlawful to earmark cattle unless such earmark is recorded. Provides for recording of brands as well as brands and marks.

§ 4. Adds provision making withdrawal or addition of animals to any lot of cattle for which a certificate for shipment or slaughter has been issued, without notification to brand inspector issuing certificate, a misdemeanor.

§ 5. Adds provision prohibiting any licensed slaughterer from slaughtering for any unlicensed person except on commission basis or from allowing any unlicensed person to slaughter at his plant.

Requires new license to be obtained within 30 days, instead of 15, after expiration of previous license.

Makes unlawful selling of any bovine meat, except by keeper of a meat market, without being in possession of hides with ears attached and brands of cattle from which the meat was obtained, and exhibiting same to any hide and brand inspector or peace officer on demand.

Removes exemption of slaughter houses under city or county meat inspection department or U. S. department of agriculture from provisions allowing director to revoke license for violations of act.

Omits provision cattle slaughtered by rancher on premises for his own consumption must be bred and raised by him, in order not to require a license.

Omits provision requiring annual notification to director of agriculture by persons engaged in dairy business or raising of cattle, of intention to slaughter calves. Provides calves so slaughtered must be marketed by the whole carcass with hide on.

Provides that licensed slaughterers in making monthly report to director of agriculture must state from whom cattle were purchased, date of purchase and brands on branded cattle. Adds provision that director may revoke a license for willful violation of section or for maintaining an unsanitary slaughter house unless it is under the supervision of a city or county meat inspection department or U. S. department of agriculture.

§ 7. Provides that in lieu of brand inspection of cattle or carcass or hides presented for shipment, director of agriculture may give a release of shipment. Adds provision requiring persons transporting cattle to slaughter houses to be licensed by director. Makes provision for application for such licenses. Provides for inspection of cattle transported by such licensee and filing of monthly statement with "secretary of agriculture."

§ 8. Gives agents of department of agriculture right to stop any public truck carrying cattle carcasses on public highway for purpose of investigation, and to take possession thereof to hold pending investigation for thirty days at expense of owner.

§ 9. Adds provision requiring director to keep record showing number of carcasses of cattle with hides on shipped or slaughtered.

§ 10. Allows any one, upon request to director of agriculture, to receive information as to recorded brands or earmarks, and any information contained in inspection certificates.



A. B. 874. WILLIAMSON.

Amends § 2777, C. C., relating to liability of indemnitors.

Provides one who indemnifies another is not relieved from liability by death of either person injured by act indemnified against or person causing injury.

A. B. 875. WILLIAMSON.

New act. Regulates manufacture and sale of potable waters, soda waters and soft drinks. Provides for licensing of manufacturers by State Board of Health. Imposes annual license fee of \$10, 20 per cent of fees collected to be returned to county or municipality where collected for support of local board of health. Remaining 80 per cent to be credited to inspection fund created by act, to be used for enforcement thereof. State Board of Health given power to accept gifts and bequests made to aid in carrying out provisions of act. Made duty of district attorney of county wherein act is violated, to prosecute. Failure to obtain a license made a misdemeanor. Upon a second conviction, license may be suspended or revoked. Provides that act does not make lawful any act made unlawful by Act 6236, relating to sanitation of food establishments or by Act 57, relating to adulteration or misbranding of food.

A. B. 876. ADAMS.

Amends § 21, Act 9008, relating to vital statistics.

Provides facts of birth, death or marriage shall be determined, upon application, by the state registrar of vital statistics instead of by a superior court proceeding.

A. B. 877. ADAMS.

Amends § 4266, Pol. C., relating to salaries of county officers of 37th class, Madera.

Increases yearly salary of deputy treasurer from \$1,200 to \$1,500.

Increases sum allowed assessor annually for extra help from \$2,700 to \$4,000; number of deputies at \$150 per month allowed sheriff increased from one to two.

A. B. 878. ADAMS.

Amends § 11, Act 7103, relating to sanitary districts.

Increases from 15 cents per \$100 to 40 cents per \$100 assessment which may be levied on property within a sanitary district, for the sanitary purposes thereof for any one year.

A. B. 879. ADAMS.

Amends §§ 4256, 4256*a*, 4256*b*, Pol. C., relating to salaries officers, counties 27th class, Merced.

Skeleton bill.

A. B. 880. ADAMS.

Amends §§ 12, 17, 20, 41, 58, adds 19*a*, Act 2202, re drainage districts.

§ 12, relating to expiration of terms of directors of district, after classifying by lot into two classes as nearly equal in number as possible, amended by providing for expiration of terms of class having less number on first Tuesday in March of odd numbered years following classification, and of class having greater number on first Tuesday in March of second succeeding odd numbered year following classification.

§ 17 amended to provide director must be elector and freeholder of district and resident of division which he represents. Provides persons appointed to fill vacancies in directorate shall hold for unexpired term instead of until next general election.

Omits provision restricting approval of bonds of directors to superior court of county in which district is organized: allows any judge of superior court to approve.

§ 19*a* provides for nomination of candidates for directors by petition of ten electors of district, or if by divisions any five electors of division.

§ 41. Provides division of estimate of moneys needed for fiscal year may be made by resolution of directors, instead of in proportion to value of real property in districts in each county as shown by equalized assessment rolls of counties in which district lies, if the directors find that basis of assessed valuation not equitable.

§ 58. Provides jurisdiction of courts, in cases brought by directors to test validity of bonds of districts, shall be complete within twenty days, instead of thirty days, after publication of summons. Bringing of such suits is made discretionary instead of mandatory. District must be made plaintiff and all persons affected by issuance of bonds shall be made defendants.

A. B. 881. YOUNG.

Amends § 1 and adds 5*a*, Act 2583, relating to county fire protection districts.

§ 1 is amended by providing that forest land protected by state board of forestry or in a manner approved by said board may not be included in a county fire protection district instead of timberland patrolled by board or in accordance with rules and regulations thereof.

§ 5a gives chief of division power upon written request of any county board of supervisors and with approval of director of natural resources to make and enforce rules and regulations in any county fire protection district, relating to fire fighting equipment, the upkeep thereof, the efficiency of the fire fighting organization and the making of reports relative to fires.

A. B. 882. JOST.

Amends § 4041, Pol. C., relating to powers of boards of supervisors.

Omits subdiv. 1 to 6 and 8 to 43 inclusive, all of which confer numerous powers and duties upon county boards of supervisors. Retains present subdiv. 7 relating to county structures by providing for two weeks' advertisement instead of twenty days, for bids for construction or repair of structures owned by county; amendment provides that great emergencies "need not" be caused by flood or act of God, to permit contracts to be placed for repair of structures.

A. B. 883. KEATON.

Amends § 3817, Pol. C., relating to redemption of property sold to state for delinquent taxes.

Omits provision requiring redemptioner to pay interest of 7 per cent per year on aggregate amount of taxes due.

Provides penalties for delinquency and costs shall not be charged on unpaid taxes beginning July 1, 1894, and ending June 30, 1900.

Fixes following for redemption in lieu of existing penalties: 8 per cent if redeemed during July of year in which property sold to state and 1 per cent additional for each month thereafter intervening before redemption; on taxes charged for years for which no taxes assessed upon property, redemptioner to pay, in lieu of above penalties, interest at 7 per cent per annum.

Penalty and interest to be computed on amount of each year's taxes in like manner, reckoning from July 1st of following year; under existing provisions penalty alone is computed on amount of each year's taxes in like manner, reckoning from July 1st of year when lands would have been sold for taxes of that year, if there had been no previous sales.

A. B. 884. KEATON.

Repeals §§ 452a and 453, C. C., relating to mutual benefit associations transacting business upon the assessment plan.

§ 452a provides for the formation of associations formed for purpose of paying nominee of any member a sum, upon the death of the member, not exceeding \$3 for each member of association, but not exceeding \$3,000.

§ 453 provides for levying and collection of an assessment from members for such associations for death of members, and for the levy and collection of annual payments.

A. B. 885. HAWES.

Amends § 1587, Pen. C., relating to treatment of prisoners.

Increases money given prisoner on discharge from state prison from \$5 to \$10.

A. B. 886. KEATON.

New act. Creates division of state police, in department of public works, to be under chief appointed by governor, and receive salary of \$8,000. Provides for appointment of deputy at \$4,000 per year, deputy at \$3,000 per year, and such assistants as may be necessary. Assistants known as "state police," to receive salaries from \$1,800 to \$3,000 per year. Chief to provide them with equipment. Duty of assistants to suppress crime, cooperate with authorities of political subdivisions and subject to call of governor; to have powers of peace officers, but may not exercise powers in any city to suppress rioting or disorder except by direction of governor, or upon request of mayor of city.

A. B. 887. WILLIAMS.

New act. Regulates sanitation and maintenance of auto camps. Exempts those maintained by cities, counties or other municipalities and those maintained inside limits of incorporated cities.

State board of health to make and enforce regulations covering auto camps necessary to protect public health, and to issue licenses. May appoint inspectors and fix compensation. License fee at \$10 per year. Licenses may be revoked for cause.

All camps now operating must be licensed within thirty days after taking effect of act.

A. B. 888. WILLIAMS and CRITTENDEN.

New act, providing for supervision of dams by department of public works.

See digest, S. B. 723; an identical bill.

A. B. 889. WILLIAMS (by request).

New act, re auto camps.

Plans of all auto camps hereafter constructed must be approved by division of housing and sanitation. Act sets forth requirements as to location of buildings, windows, size of rooms, bathrooms, toilets thereof. Violation of act, a misdemeanor. Enforcement of act by said division.



A. B. 890. CRONIN.

Appropriates \$20,000 to pay claim of Douglas Tilden against the state.

A. B. 891. FEIGENBAUM.

Amends §§ 373a to 373h, Pol. C., re organization of the department of natural resources.

Identical with S. B. 732, digest of which see.

A. B. 892. FEIGENBAUM.

New act. Grants to San Francisco lands described in Act 7095 (portion of San Francisco Bay and lands bordering on San Francisco Bay). Land to be held and administered under jurisdiction of San Francisco board of park commissioners and to be used only for purposes specified in Act 7095 (park purposes).

A. B. 893. ROLAND (by request).

Amends §§ 37 and 39, Act 2874, Fish and Game District Act of 1917.

§ 37 includes portion of San Francisco Bay, described by metes and bounds, in fish and game district number 3.

§ 39 provides that that portion of Carquinez straits not included within fish and game district 3 shall be part of fish and game district 12 "B."

A. B. 894. ROLAND.

New act, supplementing School Code Bill (S. B. 22).

Provides that § 5.534 of act shall be interpreted as if a part of article I of chapter IV of part III of division V of S. B. 22.

Allows rural supervisors of schools, traveling expenses when performing services outside of county and under direction of county superintendent of schools, to be paid out of general fund of county.

A. B. 895. ROLAND (by request).

Amends § 1103, Pol. C. Provides that person charged with registration of votes in county must keep affidavits made for purpose of securing registration, for two years, instead of five years, before destroying them.

A. B. 896. KEATON.

New act. Authorizes director of finance to convey to county of Los Angeles right of way for public road across grounds of Norwalk State Hospital, subject to such conditions as director of finance may impose.

A. B. 897. BERNARD.

Amends §§ 3-6 and 8, canned fruit act of 1925, Act 2809.

§ 3 adds 8 oz. can, can to be 11 16ths inches in diameter by 3 or 3½ inches in altitude, as a standard can.

§ 4 sets up minimum legal specifications in the packing of "seconds" fruit for 8 oz. can.

§ 5. In addition to matter now specified for "seconds" fruits, such fruit must be free from following defects: brown rot, over-ripeness, mouldiness, immaturity, scab, or any other defect which would render product unwholesome.

Peaches, pears, apricots or cherries failing to meet requirements for "seconds" not be packed, shipped, sold or offered for sale within state and director of agriculture to condemn and destroy canned fruits not meeting requirements of section.

§ 6. Changes provisions relating to canning of fruit with and without sugar. Provides that fruit graded as "seconds" and canned shall have permanently lithographed on top of can "Wholesome fruit unsuited for the better table grade." When no sugar has been added cans are to be marked "Without added sugar." If sugar has been added in certain specified percentages, cans are to be lithographed on cover "In light syrup" or "In medium syrup" according to amount of sugar added. Omits provision to effect that fruit of grade better than seconds to which no sugar has been added may be marketed without being designated as seconds providing labels read "Packed without sugar." Adds provision prohibiting placing of labels to obscure requiring markings on cans and the use of misleading marks or designations.

§ 8. Omits provision providing that the orders of the board of appeal which hears appeals from seizure of products by director of agriculture for nonconformity with the act, must be in writing and filed with director of agriculture within ten days after hearing.

Adds that provisions of § 8 relating to mislabeling and wilful intent shall not apply to violations enumerated in paragraph 2 of § 5 of the act relating to required condition of fruit.

J. B. 898. SCOFIELD.

Adds § 13a, Act 6488, relating to grade crossing separation districts. Provides that terms used in act in the singular shall include the plural. Authorizes legislative body of city or county to provide for grade separations at two or more crossings in one proceeding.

A. B. 899. PARKMAN.

New act. Increases judges of superior court in and for San Mateo County from one to two. Provides for appointment of new judge, by governor, within 10 days after act takes effect.

A. B. 900. PARKMAN.

Amends §§ 5 and 19, Act 8209. Street Improvement Bond Act of 1915.

Notice of hearing on question of issuing bonds on security of unpaid assessments to be posted in two public places, in event no newspaper is published in city.

Any property owner affected by assessment, contractor or any interested person may appear at hearing and offer objections to issuance of bonds.

Council empowered at close of hearing to remedy or correct any error or informality in proceedings previously had and to determine aggregate amount of assessments unpaid. Cost of printing bonds to be included as incidental expense.

If council determines that assessment is void, to order reassessment.

A. B. 901. PARKMAN.

Amends § 1, Act 994, "municipal zoning act."

Law authorizes local legislative body to divide city into zones or districts "within some of which it shall be lawful *and* within others of which it shall be unlawful" to erect certain buildings or carry on certain trades.

Bill is designed to authorize city to prohibit such buildings or trades in all or none or in any one or more such zones.

A. B. 902. FEIGENBAUM.

Adds § 15, Act 1460, regulating collection agencies.

Transfers from secretary of state to department of professional and vocational standards the administration and enforcement of said act, in case such a department is created by statute adopted this session.

A. B. 903. FEIGENBAUM.

Adds §5a, Act 6681, reclamation board act.

Provides director of finance shall be executive officer of the reclamation board for the purpose of reporting to the governor's council upon matters relating to reclamation projects and problems.

A. B. 904. GILMORE.

Amends § 9, "Workmen's Compensation Insurance and Safety Act of 1917," Act 4749, relating to compensation.

§ 9 (b) (2) provides if period of disability lasts longer than seven days "and less than five weeks" from day employee leaves work as a result of "his" injury, no payment shall be recoverable for first seven days, "but if disability lasts longer than five weeks from day employee leaves work as result of his injury, employee's disability payments shall be recoverable from said *date* of leaving work."

Amendment would abolish waiting period if period of disability longer than five weeks.

A. B. 905. WRIGHT.

Appropriates \$161.25 to pay the claim of S. W. Moore against the state.

A. B. 906. WRIGHT.

Appropriates \$15,000 to pay the claim of Grove J. Fink against the state.

A. B. 907. WRIGHT.

Appropriates \$6,778.72 to pay the claim of Fred A. Taylor against the state.

A. B. 908. WRIGHT.

Appropriates \$2,613.37 to pay the claim of C. E. Skidmore against the state.

A. B. 909. WRIGHT.

Appropriates \$40 to pay the claim of E. E. Purrington against the state.

A. B. 910. WRIGHT.

Appropriates \$1,905.91 to pay the claim of L. A. Norton against the state.

A. B. 911. WRIGHT.

Appropriates \$2,403.86 out of state highway maintenance fund to pay claim of disbursing officer of division of highways, against state.

A. B. 912. WRIGHT.

Appropriates \$89.40 to pay claim of Will C. Wood against State of California.



A. B. 913. WRIGHT.

New act. Appropriates \$54.80 out of state highway maintenance fund to pay claim of Hans Hansen against state.

A. B. 914. WRIGHT.

Appropriates \$949 to pay claim of city controller of the city of Los Angeles against the state.

A. B. 915. WRIGHT.

Appropriates \$743.56 to pay the claim of H. L. Preston against the state.

A. B. 916. WRIGHT.

Appropriates \$3,223.28 to pay claim of Harold E. Smith against the state.

A. B. 917. PATTERSON.

Adds § 1616a, Pol. C., re maintenance of kindergartens.

Directs state controller to transfer from general fund certain moneys to the "state kindergarten school fund" which fund is created. Provides for distribution in each school year of a ----- amount of money for each pupil in average daily attendance in such kindergartens during next preceding school year.

Superintendent public instruction to certify to state treasurer and controller total number of pupils in average daily attendance in kindergartens during next preceding year, and total amount of money that should be set aside to be apportioned. Superintendent to apportion fund created on basis of ----- dollars per unit of average daily attendance during preceding school year.

A. B. 918. BISHOP.

Amends § 3817, Pol. C., re redemption of property sold to the state for delinquent taxes.

Deletes provision that all unpaid taxes assessed against the property for every year since the sale, or if not so assessed, then upon the value of the property as last assessed in the year nearest the time of redemption, shall also be paid upon redemption. Deletes provision for graduated penalty based on length of time elapsed between sale date and date of redemption and provides fixed penalty of 20 per cent on redemption after six months has elapsed from date of sale.

A. B. 919. JEWETT.

Amends §§ 2, 7, 9 and adds § 12a to Act 366, "California meat inspection law."

Bill places establishments slaughtering and preparing animals for food products now under supervision of city and county inspectors, under supervision of director department of agriculture, and makes it mandatory for all persons so engaged to apply to department for continuous inspection service. Provides it unlawful to sell or have in possession for such purpose, meat products for human consumption unless same bears stamp "California inspected and passed" or "U. S. inspected and passed."

Violation of act a misdemeanor.

Appropriates \$82,000 to "meat hygiene fund" to carry out purposes of act.

A. B. 920. JEWETT.

Adds §§ 36a and 36b, Act 5128, re registration of motor vehicles.

Provides public service corporations must register vehicles subject to registration under the provisions of this act in the county where such vehicles will be used or stationed for the major portion of the year.

Provides owner of every vehicle subject to registration under the provisions of this act must, register such vehicle in county owner resides in, except as to vehicles in other counties the major portion of the year, then registration must be made in the latter county.

A. B. 921. JEWETT.

New act. Regulates quality of dried fruit and establishes standards for same; makes appropriation to carry out provisions thereof.

Skeleton bill.

A. B. 922. JOST.

Adds § 17 to act relating to police insurance fund, Act 6012.

§ 17 provides act shall have no application to cities of fifth and sixth class. (See A. B. 923.)

A. B. 923. JOST.

New act, provides for creation, maintenance and operation of police relief, life insurance and pension funds in cities and towns of fifth and sixth class.

Provides council of any city or town of fifth or sixth class to provide for creation of a police relief, life insurance or pension fund: such fund may be maintained through any funds of city not already allocated to other city purposes.

§ 3, provides officer who has been beneficiary of fund in excess of one year shall have a "vested" interest in all moneys in such fund which have been deducted from his regular compensation.

A. B. 924. NIELSEN.

Appropriates \$135.26 to pay claim of George T. Gunston against state.

A. B. 925. CRONIN.

Amends § 394, C. C. P., re place of trial of action to which a city, county, or city and county, is a party.

Provides that any action or proceeding against a city, county, or city and county for injury to person or property caused by the negligence of, or agent or employee of such political subdivision, shall be tried in county in which such political subdivision is situated.

A. B. 926. ELEANOR MILLER.

Amends § 3714, Pol. C., re budgetary system for counties and levy of taxes therein.

Deletes text of present section and provides department of finance to devise and regulate a budgetary system, to be operative during each fiscal year, to be followed by all counties except the county of San Francisco. Act to take effect January 1, 1930.

A. B. 927. FEELEY.

Amends § 1612a, Pol. C., re school budgets.

Act provides that annual school budgets be prepared not later than the fifteenth day of February and filed with the county superintendent not later than the first day of March; county superintendent to return budget not later than the tenth day of April and file same with board of supervisors not later than the first day of May.

Law provides for preparation of same not later than first day of June and filing not later than twentieth day of June, return to be made before the tenth day of July and filed not later than the twentieth day of July.

A. B. 928. LEYMEL.

New act. Creates University of Central California, a state university. Outlines the government, management, and control of said university, provides appropriation of \$100,000 for maintenance of university during 81st and 82nd fiscal years and for the purchase of a site for said university. Provides that the Fresno State College shall be succeeded by the university created and become the University of Central California.

A. B. 929. LEYMEL.

New act. Provides for constructing and equipping a national guard armory in Fresno, State of California. Appropriates \$250,000 for said armory.

A. B. 930. LEYMEL (by request).

New act. Empowers boards of school trustees, high school boards, junior college boards and boards of education to purchase public liability insurance on school buses, purchase to be made on bids.

A. B. 931. REINDOLLAR, SCUDDER, LUTTRELL, McGUINNESS and WILLIAMSON.

New act. Validates the Golden Gate bridge and highway district formed under Act 936, bridge and highway district act.

A. B. 932. CRONIN.

Amends § 3, Act 2965, re additional one-cent tax on motor vehicle fuel.

Act now incorporates, by reference, the provisions of Act 2964 (two-cent gas tax act) "notwithstanding any repeal or amendment" of said Act 2964. Bill amends to incorporate same "or amendment thereto" and does so "notwithstanding any repeal" of said Act 2964.

A. B. 933. CRONIN.

Amends §§ 1, 11 and 13, Act 2964, re two-cent tax on motor vehicle fuel. Extends the motor vehicle fuel tax act to cover motor vehicle fuel used by aircraft.

Provides for the creation of "airport construction fund" into which all moneys collected from tax on motor vehicle fuel used in aircraft are to be paid. The moneys in this fund shall be used for the maintenance, construction and repair of airports within the state subject to the approval of the officials that are vested with the management thereof.

A. B. 934. BYRNE.

Amends § 14, Act 5215, re municipal utilities.

Requires street lighting district to purchase its electric energy from municipal system at established rates if city is in business of supplying same for such or other purposes at general and uniform rates prescribed by such city.

A. B. 935. BYRNE.

Amends § 15, Act 5216, Street Lighting Act.

Requires street lighting district to purchase its electric energy from municipal system at established rates if city is in business of supplying same for such or other purposes, at general and uniform rates prescribed by such city.



A. B. 936. EASLEY.

Amends §19x13, Act 3966, Juvenile Court Act.

Increases salary of stenographer in probation office in Contra Costa County from \$115 to \$125 per month.

A. B. 937. CROWLEY (by request).

Amends § 1, Act 2598, re regularly organized paid fire departments.

Accords to members of such department (of fire districts, county fire districts and fire protection districts) annual vacation of five to fifteen days; and, in addition, leave of absence from active duty four days in every month of service.

A. B. 938. EASLEY.

Act amends § 2322x13, Pol. C., re salaries and expenses of horticultural commissioner in counties of thirteenth class (Contra Costa County).

Increases salary of commissioner from \$2,400 to \$3,000 per annum; increases fund allowed for payment of inspectors from \$6,000 to \$10,000 per annum; increases salary of clerk from \$50 to \$75 per month.

A. B. 939. COOMBS.

New act, designating Article VIII embracing §§ 2.1460a-2.1466a to supplement School Code bill.

Provides for creation, control, government, and maintenance of a bureau of avocational education in department of education under chief to be appointed by director.

Appropriates \$12,500 to carry out the provisions of act.

A. B. 940. KLINE.

New act. Empowers director of department of natural resources and said department to act under provisions of § 3897a of Pol. Code. (See A. B. 296, adding said § 3897a.)

A. B. 941. McGUINNESS.

Amends § 2322x54, Pol. C., re horticultural commissioner in counties of 54th class (Del Norte).

Salary changed from one to ----- dollars, per year.

A. B. 942. SCUDDER and LUTTRELL.

New act. Increases the number of judges of the superior court, county of Sonoma, from 2 to 3. Governor to appoint the additional judge within 30 days after the act takes effect.

A. B. 943. SCOFIELD.

Amends § 145, Act 5128, California Vehicle Act re enforcement of provisions of act.

Removes power of incorporated cities of the 5th and 6th class to regulate the use of public highways or traffic thereon and directly prohibits them from doing any acts to regulate use of highways or traffic thereon, or appointing any officer for that purpose.

Provides for enforcement of act in cities of 5th and 6th class by chief of division of motor vehicles, who is directed to detail officers of the California traffic patrol to provide enforcement of act in said cities. Cities are to pay one-half the expense.

Creates California traffic fund to consist of moneys paid by said cities and to be used to pay cost of traffic enforcement in said cities.

A. B. 944. PATTERSON.

Act amends § 37, Act 4749, Workmen's Compensation Insurance and Safety Act, relating to distribution of excess assets by compensation insurance fund.

Provides whenever there is an excess on first day of January of each year in compensation insurance fund, excess shall be divided equally among insurers of same class insuring with state insurance fund, and share of each insurer shall be paid to him in cash; present law provides in addition to a cash payment a credit may be allowed on renewal premium for year following.

Payment is made in discretion of commission; the present law provides payment shall be made at discretion of commissioner.

A. B. 945. DILLINGER.

New act makes appropriation of \$75,000 for purchase of a dam site and construction of waterways at Preston School of Industry.

A. B. 946. SCUDDER and STOCKWELL.

Repeals § 1188, Pol. C., re nomination of candidates otherwise than by primary election.

See digest, S. B. 519; identical bill.

A. B. 947. SCUDDER and STOCKWELL.

Amends § 5, 2256 Primary Law.

Deletes provisions contained in the present law permitting a candidate to run for nomination by more than one political party.

A. B. 948. KLINE.

New act. Creates the California Crime Commission. Provides duties of said commission to study the entire subject of crime, and makes appropriation of unexpended funds to crime commission of 1927 for expenses of commission.

Provides that upon the creation of a department of penology, the duties, powers and purposes of the crime commission shall be transferred to said department.

A. B. 949. CRITTENDEN.

Act amends §§ 3 to 7, 10 to 14, Act 1460, collection agency act.

Provides that the business address of the applicant is no longer required on application for collection agency license; bond increased from \$1,000 to \$5,000, and only surety bonds will be accepted.

Provides that secretary of state may appoint an auditor to visit and audit the books of a licensee under this act, and shall keep list of licenses revoked.

A. B. 950. NOYES.

Act adds new § 99½, to Act 5128, California Vehicle Act, re lights.

Every motor vehicle shall have two headlights, "no more, no less." May be equipped with one spotlight, "no more, no less." No lights of any kind shall be placed on the front of a motor vehicle whose rays project upward, except as provided in Act 5128.

A. B. 951. NOYES.

Repeals § 104, Act 5128, California Vehicle Act, which provides that any motor vehicle equipped with acetylene headlights shall be deemed to have complied with the act.

A. B. 952. BYRNE.

Amends § 3½, Act 3625, "Child Labor Law."

Law prohibits employment of any boy under 10 or girl under 18 years of age in any occupation pursued in any street or public place in cities over 23,000 population.

Bill increases minimum age for such employment of boys to 12 years, makes law applicable to all cities, regardless of size, and provides that no boy over 12 and under 18 shall be employed in any occupation without lawful permit so to do outside of school hours, and no boy under age of 16 may engage in any such occupation before 6 A. M. or after 7 P. M.

Parent or guardian of any minor allowing violation of act is to be guilty of misdemeanor.

A. B. 953. KEATON.

Amends § 3664a, Pol. C., relating to taxation of public service and other corporations.

See digest, S. B. 690; an identical measure.

A. B. 954. KEATON.

Amends § 3664aa, Pol. C., relating to taxation of highway transportation companies.

See digest, S. B. 715; an identical measure.

A. B. 955. HORNBLOWER.

Amends § 832, C. C., re lateral and subjacent support.

Provides that any owner causing an excavation shall be responsible for maintaining lateral and subjacent support of the adjacent land, but that the owner of such adjacent land shall be responsible for sustaining the load imposed by any improvements thereon.

A. B. 956. COOMBS.

Amends § 4260, Pol. C., re salaries in counties of thirty-first class, (Napa County).

Increases salary of deputy county clerk from \$1,500 to \$1,800 per annum; of under sheriffs from \$2,000 to \$2,400 per annum and authorizes additional deputy sheriff at salary of \$1,800 per annum.

Allows additional deputy auditor at salary of \$1,500 per annum.

Increases salary of tax collector from \$2,000 to \$2,400 per annum and of deputy tax collector from \$900 to \$1,200 per annum.

Increases salary of stenographer in district attorney's office from \$900 to \$1,200 per annum.

Provides chief deputy surveyor is to be known as highway engineer and to receive salary of \$3,000 per annum; deputy surveyor is to be known as assistant highway engineer and receive salary of \$2,200 per annum. Allows stenographer at salary of \$900 per annum.

Salary of justice of peace in townships of third class is increased from \$40 per month to \$1,000 per annum.

Deletes words which limit salaries of constable to \$75 per month in townships of first class when there are more than two constables in any such township.



A. B. 957. WOOLWINE.

Adds § 594*b*, Pol. C., relating to burial contracts and certificates.

See digest, S. B. 656; an identical measure.

A. B. 958. CLOUDSLEY.

Amends §§ 2 and 14, Civil Service Act, Act 1400.

§ 2. Omits provision that one member of civil service commission shall be executive member and other two shall be associate members. Omits provision making executive member ex officio president of commission at \$5,000 per year to devote entire time to office.

Provides that all members of commission shall receive \$15 per day while actually engaged in duties. At present, associate members receive \$10 per day. Adds provision prohibiting any person holding any other state employment from membership on commission. Continues present members of commission in office for remainder of terms.

Omits provision limiting total expenditures and obligations by commission to sums of money appropriated therefor.

Provides that dismissals of employees on civil service list must be made under provisions of § 14 of act.

§ 14. In addition to allowing removal of persons from positions for cause, allows demotion, suspension without pay or with reduced pay, transfer to another position in same class, reprimand and restoration to position with such pay as may be equitable.

Adds to causes for such action on part of commission, profanity, improper political activity and any act or acts incompatible with or inimical to public service.

Omits provision allowing appointing power or commission to remove persons from positions for cause after public hearing before appointing power or commission upon written charges preferred by appointing power with written judgment of removal.

Adds provision that appointing power or other person in charge of employee, or any citizen of state, or the commission may file charges against any person subject to act for purpose of dismissal or corrective action and allowing suspension of such employee from service until charges have been heard and decision rendered. Charges must be made in writing and copy served on accused employee. The commission must allow hearing and hear both accuser and accused. Failure of employee to request hearing is to be deemed an admission of truth of charges. Commission must subpoena witnesses for accused at his request and at his cost. Decision of commission must be rendered within reasonable time and shall not be subject to review by any other tribunal.

Provides that appointing power may suspend employees without right of hearing, as punishment, instead of present requirement of written charges furnished to employee and filed with commission.

Adds provision that suspension with loss of pay may be effected only by service on employee by appointing power of written charges, a copy of which must be filed with commission, suspended employee given right to file answers to charges with commission and appointing power.

**A. B. 959. FEELEY.**

Adds § 427b, Pen. C., re great seal of California.

Makes use of any reproduction or facsimile of great seal except in course of official business of state, a misdemeanor.

**A. B. 960. CLOUDSLEY.**

Amends § 1238, C. C. P., re eminent domain.

Adds provision allowing right of eminent domain to be exercised to acquire public buildings and grounds for use by institution of collegiate grade not conducted for profit; if property to be acquired is contiguous to land owned by such institution.

**A. B. 961. CLOUDSLEY.**

Amends § 10, Act 1279, Cemetery Act of 1923.

Adds provision that if owner of cemetery has in good faith entered into agreement to sell cemetery for reasonable price prior to adoption of any ordinance providing for the disinterment, removal and reinterment of human remains under the provisions of act, then superior court must confirm such sale. Purchase price is not to be subject to garnishment or attachment or execution and must be used exclusively for purposes of acquisition of lands and improvements for cemetery purposes, disinterment, removal and reinterment of bodies, care of graves, markers, embellishment.

Provides that all reinterments except those made by friends or relatives of deceased, must be made in county immediately adjoining original county.

**A. B. 962. CLOUDSLEY.**

Adds § 686, Pol. C., re division of personnel and organization in department of finance.

Division is to include state civil service commission. All duties, powers, purposes, responsibilities, and jurisdictions, imposed on civil service commission are transferred to department of finance to be administered through new division under direction of commission.

Creates chief of division who shall have civil service status and shall be selected by commission under terms of civil service act with approval of director of finance and shall perform duties imposed on executive member of commission as provided in civil service act. Compensation of chief to be fixed by director of finance with approval of governor.

A. B. 963. LEYMEL (by request).

Adds 2185c, Pol. C., relating to commitment of inebriates and drug habitues.

Same as present section exception in following principal particulars:

Provides that affidavit and warrant of arrest issued to compel attendance of suspected inebriate or drug addict at an examination before superior court, need not state particular facts upon which conclusions therein averred are based. (Gives suspect right to be furnished with specifications in writing of facts upon which charge is based.

Suspect must admit or deny charge, and in event of denial court must fix time for hearing, furnish to accused written specifications on which charges are based, and file affidavit and warrant of arrest with clerk.

In event suspect admits charges, or court is satisfied of truth thereof at examination, court may order such person to be confined in any public or private sanitarium for period not to exceed two years; or may order such person to be admitted to probation within like limits of time, on condition that such person abstain from use of drugs or liquor; or court may order confinement for certain period followed by probation. Probation may be revoked for violation of terms of same.

Provides that if person is committed to state hospital, commitment shall be for a definite period. (§ 18, Act 5320, expressly supersedes § 2185c in so far as latter relates to drug addicts.)

A. B. 964. FEELEY.

New act, to be known as "Loan Brokers' Act," regulating fees which real estate and personal loan brokers may ask or receive.

Real estate loan broker defined as anyone who procures or negotiates any loan or forbearance, of money or property, which loan or forbearance is secured by an interest in, or lien upon, real property; and personal loan broker is defined as anyone who procures or negotiates an unsecured loan or forbearance or one secured by an interest in, or lien upon, personal property.

No fee of any such broker shall exceed 3 per cent of value of the money or thing which is the subject of the transaction. Makes the asking or receiving of a greater amount a misdemeanor.

Penalties provided shall apply to any broker who shares his fees with lender or creditor; but such broker may share his fee with another broker who assists in transaction.

Act does not apply to underwriting, purchase or sale of notes or bonds issued in compliance with provisions of corporate securities act.

A. B. 965. HARPER. (by request).

New act, providing for recall of elective officers of incorporated cities and towns.

Repeals § 10, Act 5233, and Act 5620, both relating to recall.

Identical with Act 5620, except in following principal particulars:

Present act divided into sections. Provides that proponents of recall shall publish notice of intention to circulate petition for recall at least three times in newspaper of general circulation published in municipality. Reasons for proposed recall shall be stated in such publication, instead of in recall petition, as at present, and officer concerned may publish answer within five days of completion of publication.

Provides that it shall be unlawful to solicit on private property, signatures to a recall.

Provides that each signer shall add date of signing opposite name, and that person may withdraw signature by filing affidavit that he signed under misapprehension.

Eliminates provision that if vacancy occurs in office after recall petition if filed, election shall nevertheless proceed.

Eliminates provision that nominations for any office under recall shall be made in manner prescribed by 1188, Pol. C.

Provides that sample ballots shall be mailed to each voter at least 10 days prior to election.

Eliminates from ballot names of persons who have been nominated as candidates to succeed the officer, and provisions relating to voting on such candidates; also provision that if officer is recalled, candidate receiving highest number of votes shall be declared elected, and that if he fails to qualify within 10 days vacancy shall be filled according to law.

Provides that if officer is recalled vacancy shall be filled by city or town council according to law.

Repeals Act 5620.



A. B. 966. ADAMS.

Adds § 603, Pen. C.; making entrance upon the premises of another with intent to commit theft, a misdemeanor.

A. B. 967. ROLAND.

New act. Establishes courts to be known as "Juvenile court of ----- county, State of California," in counties of the third class, to have jurisdiction of all causes and matters over which superior court has jurisdiction while sitting as the "Juvenile court."

Rules of practice and procedure established for superior courts to apply to practice and procedure of said courts. Provides one judge for each court at \$5000 per year, to be appointed and elected and subjected to same restrictions and qualifications as are judges of the superior court.

Appeals from judgment or decrees of said courts to be to superior court and taken in manner provided for other appeals to superior courts.

A. B. 968. BYRNE.

Amends § 5, Municipal Improvement Bond Act of 1901, Act 5178.

Allows signatures and counter signatures appearing on such bonds or coupons, excepting of clerk, to be printed, lithographed or engraved.

A. B. 969. BYRNE.

Adds §§ 7a and 7b, Act 5238 (known as municipal court act), re salaries of deputies and attaches appointed by the clerk and marshal of municipal court.

§ 7a of bill is apparently intended to supersede that portion of § 7, Act 5238, which pertains to appointment, of deputies and attaches, by clerk of the municipal court of City of Los Angeles. § 7 now provides for 87 such appointments by the clerk to be paid an annual aggregate sum of \$19,595 for salaries. § 7a of the bill provides for 138 appointments and an aggregate sum of \$24,165 for salaries.

§ 7b of bill is apparently intended to supersede that portion of § 7 of Act 5238 which pertains to appointment, of deputies and attaches, by marshal of municipal court of Los Angeles. § 7 of act now provides for appointment of total of 62 deputies and attaches, by marshal, to be paid an annual aggregate sum of \$10,595 for salaries. Bill increases total appointments to 75 and increases aggregate sum for salaries to \$13,090.

Several of the deputies and attaches in both sections are given new designations.

See A. B. 289, amending § 7, Act 5238, and omitting therefrom the appointments provided for in §§ 7a and 7b of this bill.

**A. B. 970. BYRNE.**

Adds new section re pensions for marshals and deputy marshals of cities of the first and one-half class, Act 5238, municipal courts act.

See digest S. B. 796, identical bill.

**A. B. 971. BYRNE.**

Amends § 1, Act 7737, relating to burial of nurses.

Provides nurses serving in the armed forces of the U. S. A. may be buried at county expense, when they die without leaving sufficient means to defray expenses of interment. Time within which claim for burial under act may be made, shall be within 60 days after interment.

**A. B. 972. BYRNE.**

New act providing for compilation of real estate tax and special assessment lien information.

County recorder to make an abstract record and index of all tax liens and special assessment liens upon lands situated in county.

Act provides for public record and of giving notice before foreclosure of liens, also provides for administration of act in each county.

**A. B. 973. PARKMAN.**

Adds §§ 27, 28, 29 and 30 to Act 2593 re organization of fire districts.

Provides procedure for reorganization of all fire districts as may not have legal existence at time of adoption of this act by filing a petition signed by 25 residents and freeholders within territory, and by majority of board of fire commissioners of district, be presented to board of supervisors of county in which same is situate. On hearing and granting of petition fire district is organized.

**A. B. 974. SCOFIELD.**

Amends § 18 of Act 6341, relative to leasing of state oil and gas lands.

Deletes provision empowering surveyor-general to fix and determine the boundary lines of any structure, or oil or gas field, for the purposes of act.

**A. B. 975. SCOFIELD.**

Amends § 1239, C. C. P., authorizing the taking, by eminent domain, of permanent easement or easement for a term of years, for set-back lines.

**A. B. 976. CRITTENDEN.**

New act re irrigation and reclamation districts.

Creates commission of nine members to investigate irrigation and reclamation districts, having particular reference to financing same; to report to governor, for transmission to the Legislature at 1931 session, its findings, conclusions and recommendations as to changes to be made in government and financial structure of such districts to reduce the burden now being carried by lands in such districts. Appropriates \$10,000.

A. B. 977. KLINE.

Amends § 1168, and repeals §§ 18, 18a, and 1588, Pen. C., relating to terms of imprisonment, good credits, and parole of prisoners.

Combines parole act (Act 5779) and §§ 18, 18a and 1588, Pen. C., with indeterminate sentence law (§ 1168, Pen. C.)

Adds provisions that all terms fixed by board of prison directors under indeterminate sentence law, shall not be varied thereafter except as provided in section; that directors are not to fix term, where legal minimum term is more than one year, until one year following imprisonment; that good credits allowed prisoners be conditioned on recommendations of warden and approval of prison directors; that paroles generally may not be granted until prisoners have served minimum term prescribed by law for offense of which convicted; and that prisoner serving concurrent sentences may not be paroled until greater of minimum terms served. Fixed and definite, at end of one year. Requires directors, on meeting to grant parole or fix sentence, to give at least thirty days written notice to trial judge, district attorney and sheriff of county where prisoner was sentenced.

Changes verbiage in existing law to clarify meaning.

A. B. 978. ADAMS.

Amends § 35, Act 2805b, "California Fruit, Nut and Vegetable Standardization Act of 1927."

Bill would revise section. Provides that sweet potatoes conform to one of four grades established, standards of which are set out in detail. Establishes grade 1a, 1b, 1b jumbo and grade No. 2. Grade No. 2 to be so designated on such grade of potatoes.

A. B. 979. NIELSEN.

Supplements School Code bill (S. B. 22).

Provides that superintendent of schools shall receive actual traveling expenses incurred while attending national conventions or conferences of superintendents within the United States, when same are approved by county board of supervisors.

A. B. 980. NIELSEN.

Supplements School Code Bill (S. B. 22). Provides that the actual traveling expenses of teachers employed to supervise rural schools and

all county supervisors of attendance, incurred on official business, shall be paid out of general fund of county by board of supervisors.

**A. B. 981. MORRISON.**

New act exempts members of fire department maintained by any county, municipality, town or district from civil liability for damage done to persons or property occasioned by act of such member while on active duty.

**A. B. 982. MORRISON.**

New act. Repeals "clothes cleaning establishment act of 1927," Act 1416.

This act provides for licensing and regulation of clothes cleaning establishments by state fire marshal.

**A. B. 983. BLISS.**

Amends §§ 2176, 2180 and 2192; adds § 2176a, Pol. C., re commitment of persons to state hospitals.

§ 2176. Omits provision requiring husband, wife, father, mother, children or guardian of estate to pay costs of commitment of an insane person or inebriate to a state hospital.

§ 2180. Provides monthly rate for care of insane persons in state hospitals when there is liability to pay therefor shall be, instead of \$25 per month, the actual cost as determined by director of institutions with approval of department of finance, not in excess of \$40 per month.

§ 2192. Provides amount to be paid by county to state treasurer, for each person committed to a state home for feeble minded shall be the cost of the care thereof, instead of \$25 per month, cost of care to be determined and fixed monthly by department of institutions with approval of the department of finance not in excess of \$40 per month.

§ 2176a. Provides that all moneys collected by department of institutions under provisions of § 2176, Pol. C., for costs of transportation of such persons shall become part of current appropriation from general fund of state for transportation of state hospital inmates.

**A. B. 984. EDDY.**

New act. Declares that a portion of tide and submerged lands granted to the city of Chula Vista under provisions of Act. 1374 has heretofore been adapted to use for navigation and that in so adapting such land city of Chula Vista filled a portion of the land. Specific description of said land not set forth.



A. B. 985. COOMBS.

New act. Fixes salaries of county engineers and other officers employed on highways of counties of thirty-first class, Napa County.

Skeleton bill.

A. B. 986. ADAMS.

New act. Supplements School Code bill (S. B. 22).

In addition to allowing members of state curriculum commission traveling expenses for attending meetings of commission, allows traveling expenses of members of commission incurred in attending meetings of committees or subcommittees of commission.

A. B. 987. BADHAM.

Amends § 1238, C. C. P., re right of eminent domain.

Amends to allow exercise of right of eminent domain in behalf of any collegiate institution in state exempt from taxation under provisions of § 1a of article XIII, of state constitution.

A. B. 988. ADAMS.

Amends § 7, adds §§ 37-59, Act 9125, Water District Act.

§ 7. Amended to authorize such districts to provide drainage or reclamation works connected with or incidental to district irrigation.

§§ 37-59 provide for annexation of land to and exclusion of land from such districts, the procedure therefor being substantially the same as that prescribed in the California Irrigation District Act for annexation of land to or exclusion of land from irrigation districts.

A. B. 989. WOOLWINE.

Amends § 1983, C. C. P., re burden of proof of citizenship, in certain actions in which the state or any political subdivision thereof or any public board or officer acting on behalf thereof is a party.

Under existing provisions of the section the burden cast upon the individual of proving citizenship, eligibility to citizenship, or residence in this state, obtains both in criminal and civil actions. Bill confines same to civil actions.

A. B. 990. WOOLWINE.

Adds §§ 1021a and 1021b, C. C. P., relating to provisions of contracts for attorney's and collector's fees and damages for nonpayment.

Purports to make provisions of contracts as to attorney's and collector's fees, and liquidated damages for nonpayment at time specified therein, subject to supervision of courts.

A. B. 991. WOOLWINE.

Amends § 537, C. C. P., relating to attachments.

Restricts right of attachment to cases where sum claimed exceeds ten dollars.

A. B. 992. WOOLWINE.

Amends § 539 and adds § 539a, C. C. P., relating to undertakings on attachment and penalties for levy on property not subject to attachment.

§ 539. Enlarges conditions of undertaking to include indemnity to defendant or other persons for unlawful levies upon property not subject to attachment. Requires sureties to write their residence addresses on undertakings under their names.

§ 539a. Imposes penalty of twenty-five dollars on plaintiff who knowingly levies on property not subject to attachment and provides for recovery of such sum and actual damages by party aggrieved.

A. B. 993. CRITTENDEN.

Amends § 11, Act 9091, "Water Commission Act."

Omits provisions requiring appropriations and rights to be owned by a person or corporation owning reservoir site and constructing reservoir, in order to constitute single enterprise, and requiring work in constructing reservoir to preserve applications for appropriations and rights; thereby allowing work on one of several appropriations in water system under single ownership, to preserve all such appropriations from forfeiture as unappropriated waters.

A. B. 994. CRITTENDEN.

New act, providing for investigation of problems of agriculture.

Provides for appointment of commission of three members to study economic problems of agriculture, system of marketing crops, method of financing agricultural industry and methods of obtaining farm loans, and to report thereon to Legislature. Requires governor to appoint members within thirty days after act takes effect, who shall meet and select a chairman within thirty days thereafter. Provides compensation of \$2,000 each to such members. Allows commission, with approval of governor, to employ assistants and incur expenses. Appropriates \$10,000.

A. B. 995. OLIVA.

Amends § 632, Pen. C., relating to protection of fish.

Prohibits use of any fish roe or fish eggs as bait in catching trout or whitefish and possession of such roe or eggs within 300 feet of any lake or stream, except in homes. Provision as to possession is inapplicable to roe or eggs of fish caught within 24 hours theretofore.

A. B. 996. CRITTENDEN.

Adds § 19a, Act 9091, "Water Commission Act."

Provides that the holder of a permit to appropriate water may be required by commission to file reports of progress of work prescribed to be done by said commission and requires permittee at time of inspection to furnish information necessary to show compliance with law. Failure of permittee to report progress or cooperate in establishing facts with reference to compliance with terms of permit is cause for commission, after notice and hearing, to refuse a license and revoke permit.

A. B. 997. KLINE.

Amends § 19, Act 3966, "Juvenile Court Law," re referees in juvenile court matters in counties of first class (Los Angeles).

Skeleton bill.

A. B. 998. CRITTENDEN.

Amends § 32, Act 9091, Water Commission Act, re investigation and determination by water commission, of appropriation rights in a stream.

Law provides that at time of submission of proof of appropriation of water, commission shall collect from claimant, on basis of statements in proofs, a fee of \$5 for each cubic foot per second claimed. Bill increases fee to \$50 per cubic foot per second; minimum fee to be collected for any such proof to be \$50.

A. B. 999. McGUINNESS.

New act, re state highways.

Declares highway leading from Calor near California-Oregon state line, via Dorris, and connecting with California state highway at Weed, a state highway, to be known as part of "the Weed-Klamath Falls, Dalles highway." California highway commission is empowered to control highway, make necessary surveys and to alter and construct same by most direct route.

A. B. 1000. JEWETT.

Amends § 68, Pen. C., re bribes.

Law now provides that every executive officer or person elected or appointed to an executive office who asks or receives any bribe is guilty of a felony and forfeits his office and is disqualified from holding office in state.

Bill enlarges such class of persons to include "every agent or employee of the state."

A. B. 1001. HORNBLOWER.

Amends §§ 3692, 3693 and 3701, Pol. C., relating to powers and duties of members and secretary of state board of equalization.

Skeleton bill.

A. B. 1002. FRY.

New act, relating to charges and expenses incurred in handling of emergency hospital cases.

Skeleton bill.

A. B. 1003. BISHOP.

Amends § 1, Act 1802, re county boards of trade.

Adds provision that where county chambers of commerce have been organized under § 591, C. C., they shall be recognized by board of supervisors for purposes of act and shall enjoy provisions of act and of § 2 shall apply only to their advertising or exposition work financed by advertising or exhibit fund of such county.

A. B. 1004. GILMORE.

Adds § 2524*b*, Pol. C., relating to property of which state harbor commissioners have possession and control.

Board of state harbor commissioners given possession and control of all property belonging to state and situate in the city and county of San Francisco but outside of boundaries of the pueblo of San Francisco.

A. B. 1005. WILLIAMSON.

New § 603*a*, C. C. P., relating to challenges where insurance carrier is interested party.

Where carrier of insurance is defendant and at same time is indirectly associated in interest in same action or proceeding with party plaintiff, or is plaintiff and at the same time is associated in interest with party defendant, "then in either event," such carrier shall join in challenges of other party.

A. B. 1006. CLOUDMAN.

\$350,000 appropriated for rehabilitation and construction of building and clearing site to house plant science department, University of California; building to be located at University Farm, Davis.

A. B. 1007. BROCK.

Amends § 3611, Pol. C., re exemption from taxation of buildings used for religious worship.



Adds provision that party claiming exemption of property must answer all questions contained in forms and affidavits prescribed by the state board of equalization in addition to filing affidavits and forms now prescribed.

Any assessor or deputy assessor may require additional proof of the facts stated before determining such exemption. Failure to make affidavit or furnish evidence as required by section to be deemed waiver of such exemption by party on whose behalf said exemption is claimed.

Section amplified to exempt property used for religious purposes instead of for religious worship.

A. B. 1008. BERNARD.

Amends § 737*k*, Pol. C., re salaries judges superior court, counties of thirty-eighth class (Glenn County).

Amends § 737*zz*, Pol. C., re salaries judges superior court, counties of thirty-sixth class (Tehama County).

See digest, S. B. 770; identical bill.

A. B. 1009. MORGAN (by request).

New act re adoption and use of high school textbooks. Supplements School Code Bill (S. B. 22).

§ 6.370. Amended to provide that governing boards of high school districts must adopt as high school textbooks only those filed with and officially listed by state board of education. Present section provides that high school boards must adopt textbooks for use in their district from list prescribed by state board.

§ 6.371. Amended to provide that state board must classify all instructional material used in high schools. Allows governing boards to purchase materials not classified as textbooks without reference to textbook list. Present section provides that textbook list must include books and subjects as in judgment of state board require textbooks and does not require the listing of separate classics in English and modern languages and texts for adult classes.

§ 6.372. Omits provision that high school boards must adopt complete list of textbooks for entire course of study. Adds provision of present § 6.375 providing that books adopted must be put in use not later than school year following adoption.

§ 6.373. All of present section omitted. Adds provision of existing section 6.374 except that period within which books adopted may not be changed is decreased from four years to three years.

§ 6.374. Entirely new. Provisions that for any courses of study for pupils of different degrees of ability, high school boards may adopt different textbooks for use therein.

§ 6.375. Corresponds to existing § 6.376 except that books in use on July 1, 1929, instead of on July 27, 1917, may be used until textbooks are purchased by high school boards in accordance with preceding provisions. Provides that books adopted from official list must be used for three years instead of four years.

§ 6.390. Changes fee for application for listing of books by publishers from \$10 to \$5.

§ 6.391. Provides that publishers must submit one copy of each book for which listing is applied instead of three copies.

§§ 6.391 and 6.393 of S. B. 22, providing that no fee shall be required for listing of books in subjects studied by less than 100 pupils in the state, and providing for sworn statements by publishers giving lowest prices on books and stating that publisher is not connected with any combination in restraint in trade of textbooks, are omitted.

§ 6.400. Amended to provide that publisher desiring to offer books for listing must file bond approved by attorney general, payable to the state, in sum determined by state board of education. Existing section provides that publisher must furnish bond after state board has notified him of its intention to list books as a prerequisite for such listing, payable to State of California in sum determined by state board.

§ 6.401. Identical with existing § 6.401.

§ 6.402. Amended to provide that bond of publisher will contain condition that publisher will furnish his books listed by state board to any high school district at price not in excess of lowest price publisher has made for such books offered anywhere in the United States. Present section provides that condition for publisher will furnish his books listed by state board to high school boards at lowest net wholesale prices contained in statement filed at time books were offered for listing, less any discount, and that he will furnish at lowest exchange price when books in same subject and of like kind and grade but of different series are given in exchange.

§ 6.403. Identical with present § 6.404.

§ 6.404. Identical with present § 6.405.

§ 6.405. Identical with present § 6.406.

§ 6.406. Identical with present § 6.407.

§ 6.407. Provides for condition in bond of publisher will pay cost not to exceed \$500 of any investigation of any book filed by him should it be found that such book contains sectarian, denominational or injurious propaganda.

§ 6.408. Provides that it shall be a misdemeanor for any publisher to offer for sale any book unless book has been listed and a valid bond of publisher is on file in office of state board.

§ 6.409. Provides for investigation of any book by impartial commission upon filing of charges against such book.

§ 6.403 of S. B. 22, providing that bond of publisher must contain condition that publisher will maintain uniform price throughout State of California on books, is omitted.

§ 6.408, providing that publishers bond must be approved by attorney general and shall be effective for eight years, is omitted.

§ 6.420. State department of education must furnish each publisher a certificate for each book filed and must notify city superintendents, county superintendents and high school principals of the listing of such books and the prices thereof.

§ 6.421. Provides for publication and distribution once a year by state department, of a complete list of all books listed for use in high schools.

§ 6.422. Makes it illegal for any high school to continue use of any book after close of current school year when such book has been removed from state board list.

§ 6.423. Provides procedure for removal of books from official list.

§ 6.424. Provides for drawing of warrant, including cost of transportation, against any fund of high school district available therefor and remittances thereof to publisher within thirty days after receipt of books.

§§ 6.420–6.429 of S. B. 22, relating to the purchase of textbooks by high school boards are superseded by §§ 6.420–6.424 noted above.

§ 6.440. Identical with present § 6.440 except that the state board of education instead of state commissioner of secondary schools to investigate charges of failure of publisher to furnish books.

§ 6.441. Identical with present § 6.441 except that state board of education instead of state commissioner of secondary schools is to notify high school boards, if charge is true, that such books shall not be adopted or purchased thereafter.

§ 6.452. Amended to provide that publisher may furnish sample copies of textbooks to members of high school boards or school officials or teachers, instead of merely to members of high school boards of school officials.

**A. B. 1010. SEWELL.**

New act, re investment of surplus funds by municipalities.

Empowers municipality having surplus in treasury to invest same in investment certificates of any building and loan associations having assets in excess of \$5,000,000 for not longer than ten years, at expiration of which investment may be continued by action of governing body of municipality.

**A. B. 1011. KEATON.**

Amends § 3821, Pol. C., re seizure and sale of personal property for taxes.

Provides that assessor shall keep a record of all sales of oil well machinery or other implements used in drilling for petroleum and owner thereof shall have the right to redeem same from the purchaser at tax sale upon payment of purchase price and interest at 1 per cent per month any time within one year from date of such sale.

**A. B. 1012. KEATON.**

Adds § 531a, Pen. C., re fraudulent conveyances.

Any person who, with intent to defraud, knowingly executes or procures another to execute an instrument purporting to convey any right or interest in real property, or who files such instrument, knowing the person had no right or interest in same, is guilty of a felony. Punishment imprisonment in the state prison for not less than one nor more than ten years.

**A. B. 1013. KEATON.**

Amends § 8, Act 8340, re sale of land by plat maps.

Provides that no person shall sell or offer for sale any parcel of land, by reference to any map or plat, unless same has been made, certified, endorsed, acknowledged and filed in all respects as provided in an act, 4574, requiring recording of maps of subdivisions offered for sale or was filed or recorded prior to the taking effect of the Act 4574.

**A. B. 1014. CRONIN (by request).**

Amends § 1, Act 3456, Women's 8 hour law.

Provides law, at discretion of Department of Industrial Relations, not applicable to women engaged in processing, drying or manufacturing food of a perishable nature. Deletes provision that law shall not be applicable when women are engaged in harvesting, curing, canning or drying perishable food to save same from spoiling.

**A. B. 1015. COOMBS.**

Amends § 170, C. C. P., re disqualification of judges.



The law now provides that the disqualifications mentioned in subdivisions two and three may be waived by written stipulation of the parties. In the bill this clause is transferred from subdivision four to subdivision two and recast to state more particularly the actions and proceedings in which and the parties by whom such disqualification may be waived.

**A. B. 1016. HAWES.**

New act, relating to funds of inmates of state prisons and reformatories.

Provides personal funds of any inmate who dies, escapes, or is discharged or paroled, remaining in hands of head of prison or reformatory, and unclaimed for 1 year, shall be deposited in an "amusement fund," to be used for benefit of inmates.

**A. B. 1017. LITTLE.**

New act, re formation, government, and operation of harbor districts.

Skeleton bill.

**A. B. 1018. LUTTRELL.**

New act, re construction of toll bridges and providing for issuance of bonds therefor.

Skeleton bill.

**A. B. 1019. LUTTRELL.**

New act relating to salmon fishing.

Skeleton bill.

**A. B. 1020. BERNARD.**

Amends § 410, Pol. C., relating to distribution of laws, resolutions and journals of Legislature.

State library, or other library department in each state authorized to receive them, shall receive one copy instead of two as heretofore.

Chief deputy of each administrative department of the state government to receive one copy, instead of one copy to each of the deputies. County clerk of each county shall receive one copy, instead of three as heretofore, of the journals of each house. Adds provision that one copy shall be sent to each county law library.

Each state supreme court library, and district courts of appeal libraries shall receive one bound volume of decisions of supreme court and of district courts of appeal, instead of two copies as heretofore.

A. B. 1021. SCUDDER.

Amends § 2322, 14, Pol. C., relating to salaries of county boards of horticulture, Sonoma County.

Increases number of inspectors from four to ten, at a compensation of \$5 per diem each during time actually employed.

Increases aggregate amount which may be expended in any one year for all such inspectors from \$8,700 to \$9,500.

A. B. 1022. SNYDER.

Amends § 2322, 26, Pol. C., relating to salaries of county boards of horticulture, Santa Cruz County.

Increases number of inspectors from three to nine.

A. B. 1023. HORNBLOWER.

Amends § 1557, Pen. C., relating to extradition.

Changes the word "person" wherever used to "persons."

Further provides in all cases where fugitives from justice are apprehended in a foreign state, two persons shall be sent to bring such fugitive back.

A. B. 1024. NOYES.

Adds § 3819a, Pol. C., restricting use of injunctions to enjoin collection of taxes.

Prohibits use of injunctions against state or any officer thereof to prevent collection of taxes, license or fee levied, assessed or to be collected by state.

Upon payment under protest, an action may be maintained to recover any license, tax or fee illegally levied. If judgment is in favor of complaining party, judgment shall include interest at legal rate from time such tax was paid.

A. B. 1025. LITTLE.

Amendment to Pol. C., re salaries of judges of superior court, Los Angeles County. Effects no change in said salaries. (Bill refers to § 737e but the text is the same as that of present § 737s.)

A. B. 1026. WILLIAMS.

New act. Provides that it shall be unlawful for any person not eligible to citizenship in this state or United States to catch, kill or gather fish or shellfish of any kind in the waters of this state. Makes violation a misdemeanor.

**A. B. 1027. BISHOP.**

Amends § 1, Act 115, Agricultural Districts Act.

Splits district one, now including San Francisco and Alameda counties, into two separate districts.

**A. B. 1028. SCUDDER and LUTTRELL.**

Amends § 4243, Pol. C., re salaries and expenses of county officers in counties of fourteenth class (Sonoma County).

Increases salary of county clerk from \$2,700 to \$3,600, and salary of chief deputy from \$2,000 to \$2,400. Increases number of deputies from two to three and deletes designation of them as court room deputies. Provides one additional deputy at salary of \$1,380. Deletes provision for copyist at salary of \$1,200, and increases salary of deputy clerks employed for registering electors from \$75 to \$100 per month, providing that salaries of these deputies shall not exceed in aggregate sum of \$3,000 in any year.

Increases salary of sheriff from \$2,500 to \$5,000 and salary of one deputy from \$1,800 to \$2,000. Deletes provision that three of deputies are to be paid only for six months each year. Allows sheriff to appoint as many special deputies as may be required at \$150 per month and limits total aggregate salaries paid for deputies of this class to \$3,000 in any one year. Increases salary of sheriff's stenographer from \$100 to \$125 per month. Allows sheriff personally 10 cents per mile for use of automobile in discharge of duty.

Increases salary of recorder from \$2,700 to \$2,800 and salary of chief deputy from \$1,800 to \$2,000. Provides an additional deputy at a salary of \$1,500. Reduces number of copyists from four to two, allows recorder as many special copyists as may be necessary, at salary of \$100 per month and limits total aggregate of salaries for special copyists to \$2,000 per year.

Increases salary of auditor from \$2,700 to \$3,600. Provides that chief deputy must be an accountant. Increases salary of chief deputy from \$1,800 to \$2,400. Deletes provision that other deputies shall receive same salary and provides for one at salary of \$1,500, one at salary of \$1,380 and one at salary of \$1,320. Provides that auditor shall be allowed as many tax deputies as required at \$6 per day, and limits aggregate paid therefor to \$300 in one year. Provides no allowance shall be made for additional assistants for claims, statistical or fiscal reports.

Increases salary of treasurer from \$2,580 to \$3,600 and omits provision granting him fees allowed by law in addition to salary. Increases salary of deputy from \$1,500 to \$1,800.

Deletes provision for revenue and taxation deputy at salary of \$1,800, and provides for appointment of chief deputy at that salary, one addi-

tional deputy at salary of \$1,500 and one deputy for period of nine months at salary of \$115 per month. Deletes provision that tax collector may employ additional help when needed.

Increases salary of assessor from \$3,000 to \$5,000. Deletes provision for appointment of assistant assessor and provides for appointment of chief deputy at salary of \$2,400. Deletes provision for appointment of title transfer deputy, and provides for appointment of one assistant deputy at salary of \$1,800. Deletes provision for appointment of draftsman and one property ownership deputy and provides for appointment of four such deputies at salary of \$1,500. Permits assessor to appoint necessary field deputies at \$150 per month, increasing limit on aggregate salary of such deputies from \$4,000 to \$8,000 during year.

Increases salary of district attorney from \$3,000 to \$4,500, assistant from \$2,400 to \$3,000, deputy from \$1,800 to \$2,100, and stenographer from \$1,200 to \$1,500. Increases salary of county detective from \$6 per day to \$2,160 per annum. Provides that treasurer, district attorney, assistants and detective shall be allowed actual and necessary traveling expenses.

Deletes provision for coroner's fees and fixes his salary at \$1,200.

Increases salary of superintendent of schools from \$3,000 to \$3,600. Deletes provision for deputy at \$1,200 and provides for appointment of bookkeeper at \$1,500 and one clerk at salary of \$1,320.

Increases salary of surveyor from \$2,700 to \$3,600. Gives surveyor a stenographer at salary of \$1,200. Increases field engineers' compensation from \$7 to \$8 per day and authorizes employment of such other help as required at salary of \$4 per day. Limits aggregate salaries of field engineer, chairman and other help, to \$10,000 for any year. Deletes provision as to how these salaries shall be paid.

Reduces mileage allowance of board of supervisors from 15 cents to 10 cents per mile. Increases amount supervisors may receive as road commissioners from \$600 to \$900 per annum.

Allows juror's compensation to persons attending as members of meeting of grand jury or committee chairmen. Provides that juror excused at own request shall not be entitled to mileage. Reduces mileage allowed jurors from 15 cents to 10 cents per mile.

#### A. B. 1029. JEWETT.

New act, directing California Highway Commission to acquire rights of way and construct state highway from Fresno to Morro Beach in San Luis Obispo County.

Skeleton bill.



**A. B. 1030. LYONS (by request).**

New act, re leases of real estate. Defines "rent concession" and requires any lease in connection with which a rent concession is granted to have the words "concession granted" plainly written thereon, and to bear a statement of amount and nature of each concession.

Unlawful for any person knowing of concession to exhibit any such lease to any money lender, or prospective purchaser or lessee of property, unless lease has such legend and memorandum thereon.

Exempts leases on agricultural property from provisions of act.

**A. B. 1031. LYONS (by request).**

New act, re hours of labor in smelting refineries.

Prohibits employers of labor in any smelting refinery from employing any person for more than six hours per day, divided into two shifts of three hours each with at least two hours intervening, and for more than five days per week, under penalty of fine of \$500 or imprisonment for not more than one year, or both.

**A. B. 1032. BROCK.**

New act, re public lands.

Provides that when state or any political subdivision thereof acquires land in excess of that actually needed for public purposes, acquisition, maintenance and use thereof shall be governed by provisions of this bill. Such provisions are not set forth.

**A. B. 1033. FLYNN, GILMORE and QUIGLEY.**

Adds § 1618, Pen. C., re care of persons in county and city jails.

Provides that when more than fifty persons are confined in any county or city jail at same time, there shall be in attendance at all times a duly licensed and practicing physician for care of all persons confined therein; physician to be compensated from general fund of county.

**A. B. 1034. PATTERSON (by request).**

Amends § 330a, Pen. C., re gambling machines.

Present law makes certain specified possession or control of any of various enumerated gambling machines, a misdemeanor, whenever the result of the operation of such machine is dependent upon any hazard or chance.

Bill makes such possession or control a misdemeanor only when the result of operation is dependent upon a hazard or chance greater than is usually present in ordinary transactions of barter and trade.

A. B. 1035. PATTERSON (by request).

Amends § 330, Pen. C., re gambling.

Increases, from \$100 to \$250, the minimum fine for gambling by means of any of several enumerated card, dice and mechanical device games.

A. B. 1036. GILMORE.

Adds § 321a, Pen. C., re lotteries.

Bill would make it a felony to have in possession, or to make or distribute any lottery ticket or any memorandum of any kind which has to do with a lottery company or lottery drawing.

A. B. 1037. SCUDDER.

Adds § 15a to Act 2805b, California fruit, nut and vegetable standardization act of 1927. Repeals Act 2800, California standard apple act.

Incorporates provisions of Act 2800 in Act 2805b. Transfers all moneys in treasury to credit of Standard Apple Fund to the fruit and vegetable certification fund. Places enforcement of apple standard provisions under horticultural commissioner under supervision of the director of agriculture as provided in Act 2805b, and places apple industry on same basis as other fruit industries of state.

A. B. 1038. BERNARD.

Amends § 1446, Pen. C., re imprisonment for nonpayment of fines.

Skeleton bill.

A. B. 1039. BERNARD.

Amends § 1382, Pen. C., relating to dismissal of actions.

Skeleton bill.

A. B. 1040. ROBERTS.

Amends § 1 of "An act to provide whole family protection for members of fraternal benefit societies," Act 689.

Provides fraternal benefit society may provide for payment of death benefits upon lives of children between "birth" and age of eighteen years. Provides for payment of \$30 for death at age one.

A. B. 1041. MCGUINNESS.

Amends §§ 2½ and 2a, Act 2874, fish and game district act.

Adds to fish and game district 1½ those portions of Siskiyou County not included in fish and game district 1¾ and those portions of Trinity County not included in fish and game district 1 "D."

Adds to fish and game district 1 $\frac{3}{4}$  that portion of Siskiyou County lying east of the Southern Pacific right of way from Siskiyou-Shasta county line to junction of Klamath River. Proviso is added that in incorporated cities and towns through which the railroad right of way passes the eastern boundary of said city or town shall be the western boundary of game district 1 $\frac{3}{4}$ .

A. B. 1042. NOYES.

Appropriates \$350,000 to be expended by regents of University of California for the rehabilitation and construction of a building to house plant science department, at University Farm at Davis.

A. B. 1043. WEST.

Adds §§ 636-636j, Pol. C., re hospital associations.

Provides for supervision and regulation, under jurisdiction of insurance commissioner, of individuals, associations and corporations transacting hospital association business as defined in §§ 636 and 636a of bill.

A. B. 1044. ROBERTS.

Adds § 1981, Pol. C., re National Guard.

Provides for the organization of a unit of the National Guard, composed of persons of African descent.

A. B. 1045. ROBERTS.

Amends § 647, Pen. C., re vagrancy.

Amends law to include within the definition of a vagrant, every person who accosts, annoys, or molests any school children or who loiters about any school or public place at or near which school children attend.

## ASSEMBLY CONSTITUTIONAL AMENDMENTS.

---

### A. C. A. 1. BERNARD.

Amends § 3, Art. IV, relating to election of members of Assembly.

Provides that members after 1928 election shall be chosen for term of four years instead of two.

### A. C. A. 2. SCUDDER.

Adds § 17, Art. XIII, relating to taxation of public utilities.

Provides that light, heat, power, transportation, telegraph or telephone utilities owned by any town, city, county, district or other public agency of the state government shall be assessed and taxed as like properties owned by private parties.

Provides that operator of any utility of classes enumerated, whether publicly or privately owned, and paying a tax thereon measured by income, shall be allowed such deduction as shall represent the tax on receipts on account of sale of service to any other utility for resale or distribution, where such utility is subject to like tax on its receipts from resale.

### A. C. A. 3. DEUEL.

Amends § 5, Art. XI, re election and compensation of county and township officers and compensation of jurors.

Omits provision that Legislature shall provide for election or appointment and prescribe duties and fix terms of office and compensation of municipal officers.

Substitutes provision that compensation of county and township officers (other than members of boards of supervisors) and number and compensation of deputies shall be fixed by boards of supervisors of counties, subject to general and uniform laws, for present provision that Legislature shall fix compensation. Allows county and township officers to appoint such deputies as may be allowed by board.

### A. C. A. 4. HEISINGER.

Amends § 5, Art. XI, re county and township officers.

Adds provision that boards of supervisors shall appoint deputies and assistants of county and township officers, prescribe duties and fix terms of employment thereof. Allows supervisors to fill vacancies occurring in county or township offices and to fix compensation of all county and township officers, their deputies and all other county employees other than members of boards of supervisors. Prohibits



increase of salary of any county or township officer without approval of vote of people. Directs supervisors instead of Legislature to fix compensation of grand and trial jurors.

Empowers Legislature to provide for consolidation of offices within any of the counties or for changes in the powers imposed upon boards of supervisors, and to provide rules and regulations for supervisors in conduct of county business.

A. C. A. 5. HORNBLOWER.

Amends § 1, Art. IV, re initiative and referendum.

Adds provision that at any election where initiative or referendum measure is to appear on ballot no other measures except such measures and amendments to the constitution shall appear thereon. Provision not to be construed to prevent name of any candidate for any public office from appearing on such ballot.

A. C. A. 6. INGELS.

Adds § 14 $\frac{3}{4}$  to Art. I, constitution.

Provides that advertising on public ways in public places and on private property within public view may be regulated and restricted by law.

A. C. A. 7. KEATON.

Amends § 12, Art. XIII, constitution, re poll taxes.

Amended to provide for levy of poll tax on every inhabitant of state over 21 years of age, resident in the state for at least one year, except persons who voted at last general election or who are physically unable to vote, and paupers, idiots, imbeciles and insane persons.

Existing section provides for levy of poll tax of \$5 on every male inhabitant of state over 21 and under 50 years of age, except persons holding honorable discharge from navy, army or marine and persons paying property tax of at least \$5 and paupers, idiots, imbeciles and insane persons.

A. C. A. 8. BISHOP.

Amends § 24, Art. IV, constitution.

Adds provision that length of any section of any bill hereafter introduced into Legislature or submitted at any general election by initiative shall be restricted to 150 words. Words in portion of section of an amendatory act designating law to be amended shall be excluded from computation of number of words in section.

A. C. A. 9. BROCK, EDDY and JONES.

Amends § 31, Art. IV, constitution, which prohibits lending of public credit.

Provides that prohibitions in § 31 shall not preclude the state, or any political subdivision thereof, from subscribing to or holding shares of capital stock in a mutual water corporation when such stock is held for purpose of furnishing water for public use. State or political subdivision thereof shall be entitled to all rights, and subject to all obligations and liabilities imposed by law on all other stockholders.

**A. C. A. 10. NIELSEN.**

Amends § 7, Art. IX, constitution.

Amendment provides that state board of education shall have textbooks, used in elementary schools, printed and published by the state printer. Deletes provision making such optional.

**A. C. A. 11. PATTERSON.**

Amends article 13 of constitution by adding new § 18.

See digest S. C. A. 17. Identical measure.

**A. C. A. 12. KEATON.**

Amends § 23a of Art. IV of constitution, re limitation of expenditures by Legislature.

Increases limitation on expenditure for additional help by either house of Legislature from \$300 to \$500 per day.

**A. C. A. 13. DILLINGER.**

Amends § 1 of Art. XIII of constitution re revenue and taxation.

Amendment provides that lands belonging to irrigation districts, not exempt from taxation, shall be assessed for taxation, subject to review by the state board of equalization.

**A. C. A. 14. KLINE.**

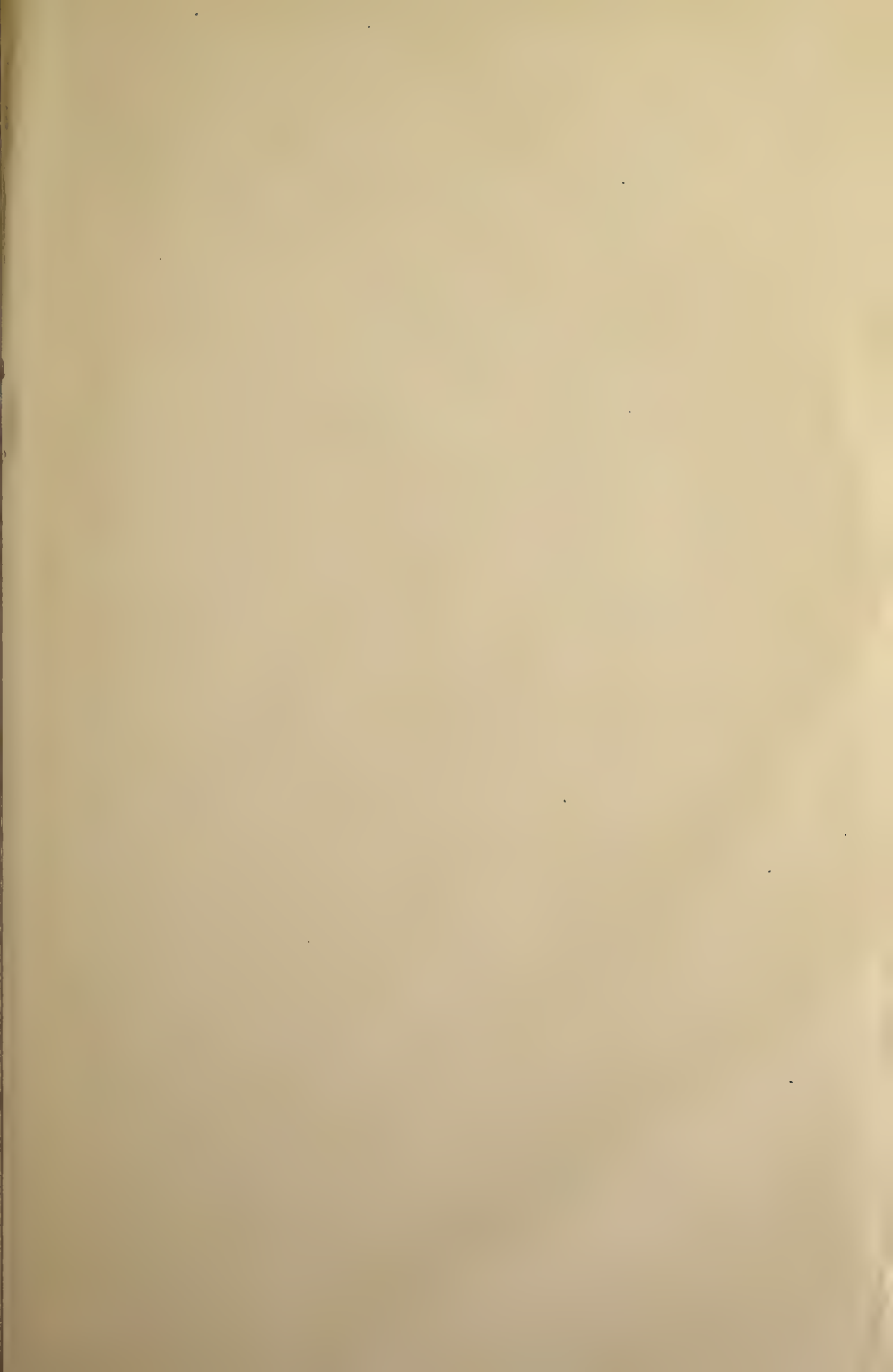
Amends § 13 of Art. I of constitution, re rights of accused in criminal prosecutions.

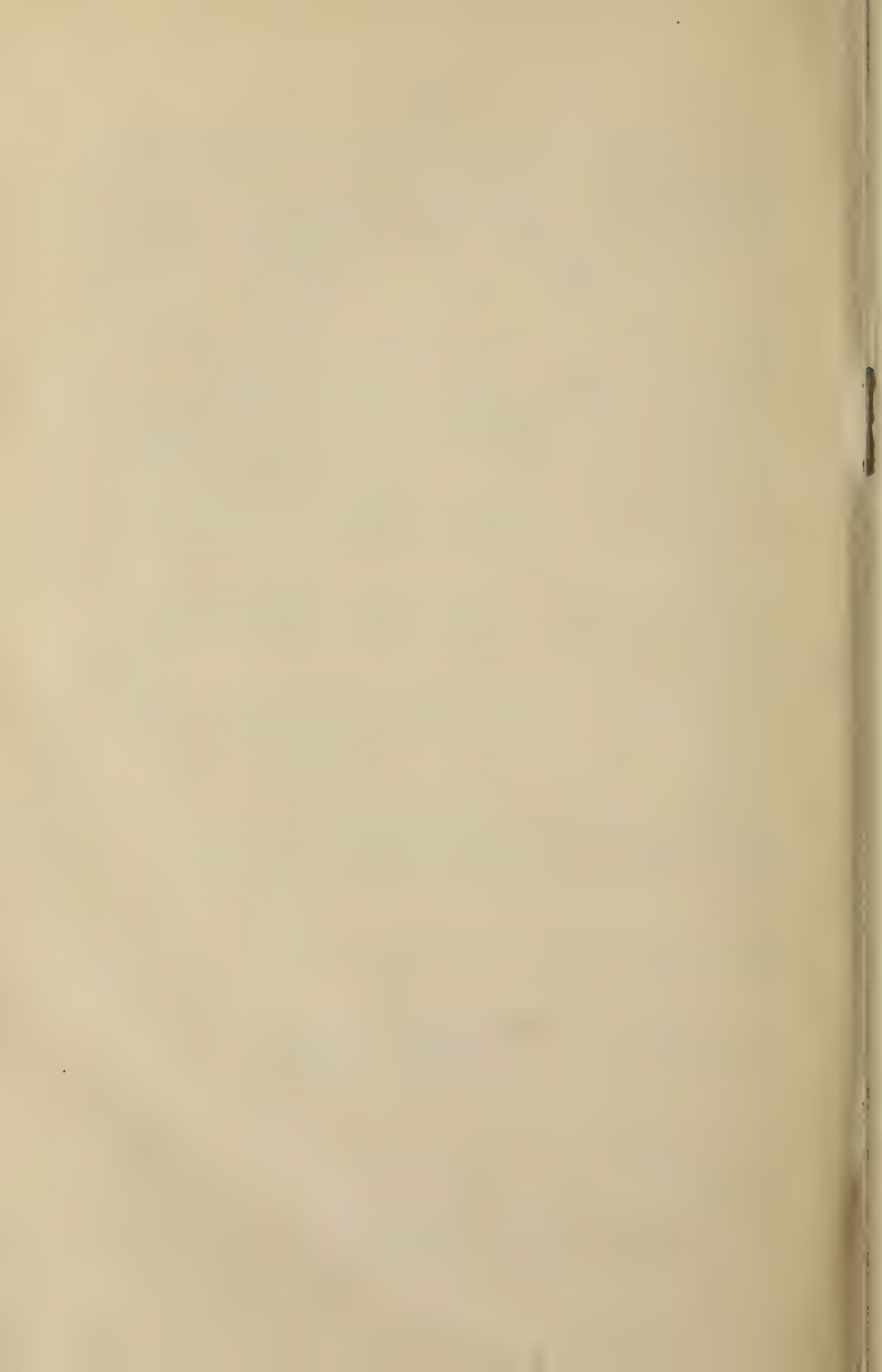
Amendment provides that a person shall not be compelled to be a witness against himself in any criminal case, but failure to testify may be commented on and considered by jury.

**A. C. A. 15. KLINE.**

Amends § 8 of Art. I of constitution re prosecution of offenses.

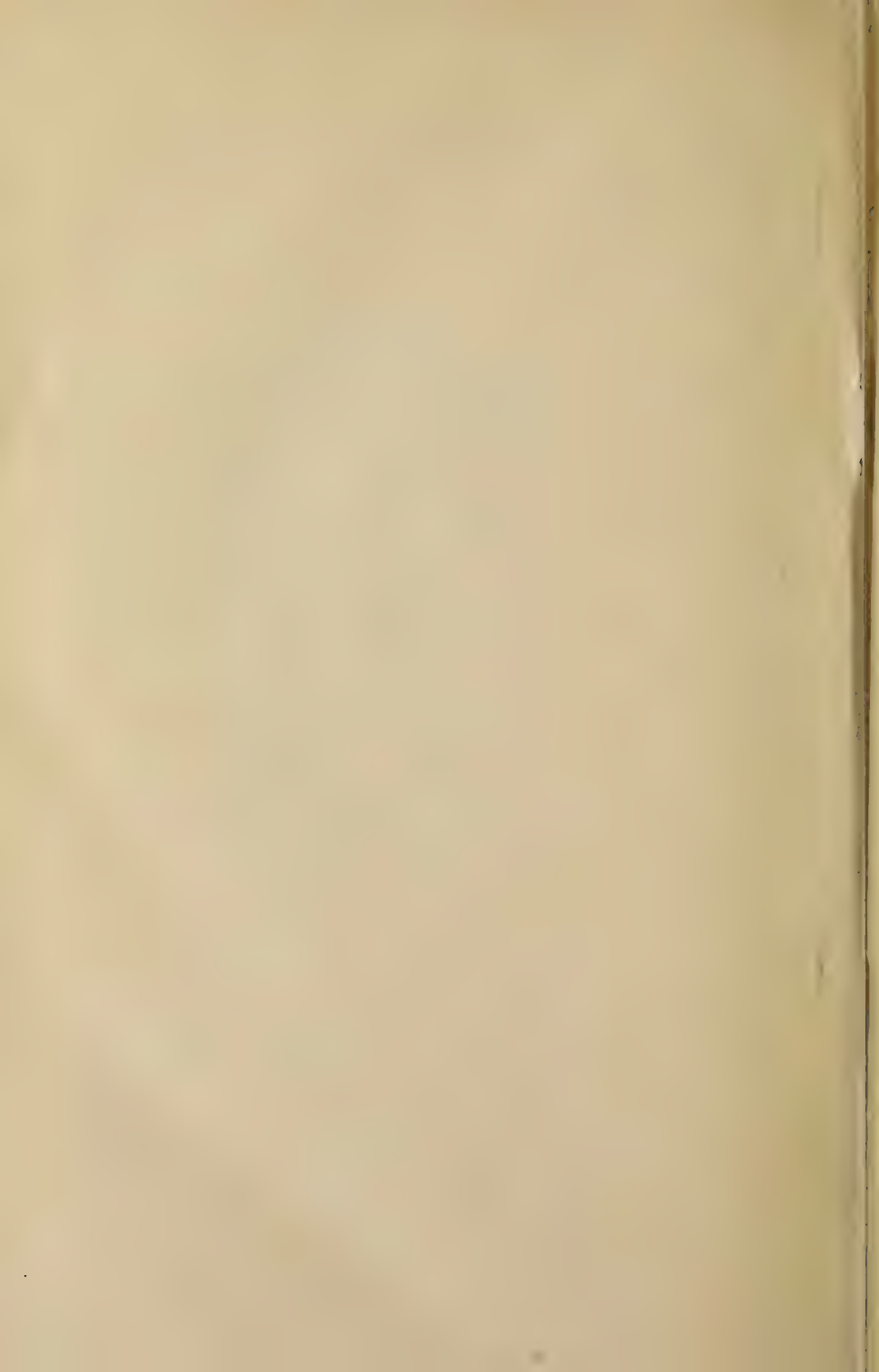
Amendment provides that all cases may be prosecuted on information without a preliminary hearing before a committing magistrate and commitment on showing of probable cause of defendants guilt.







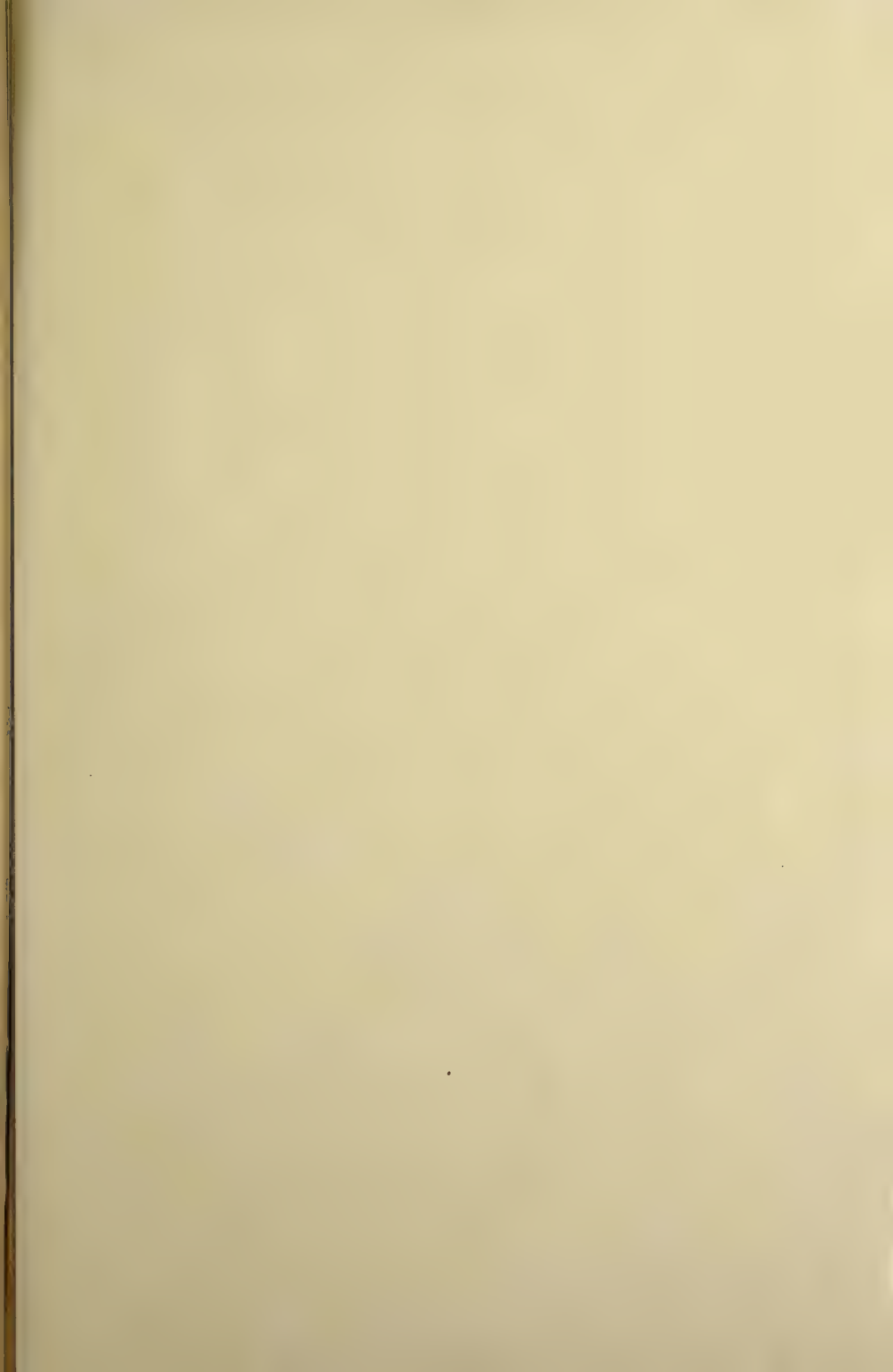


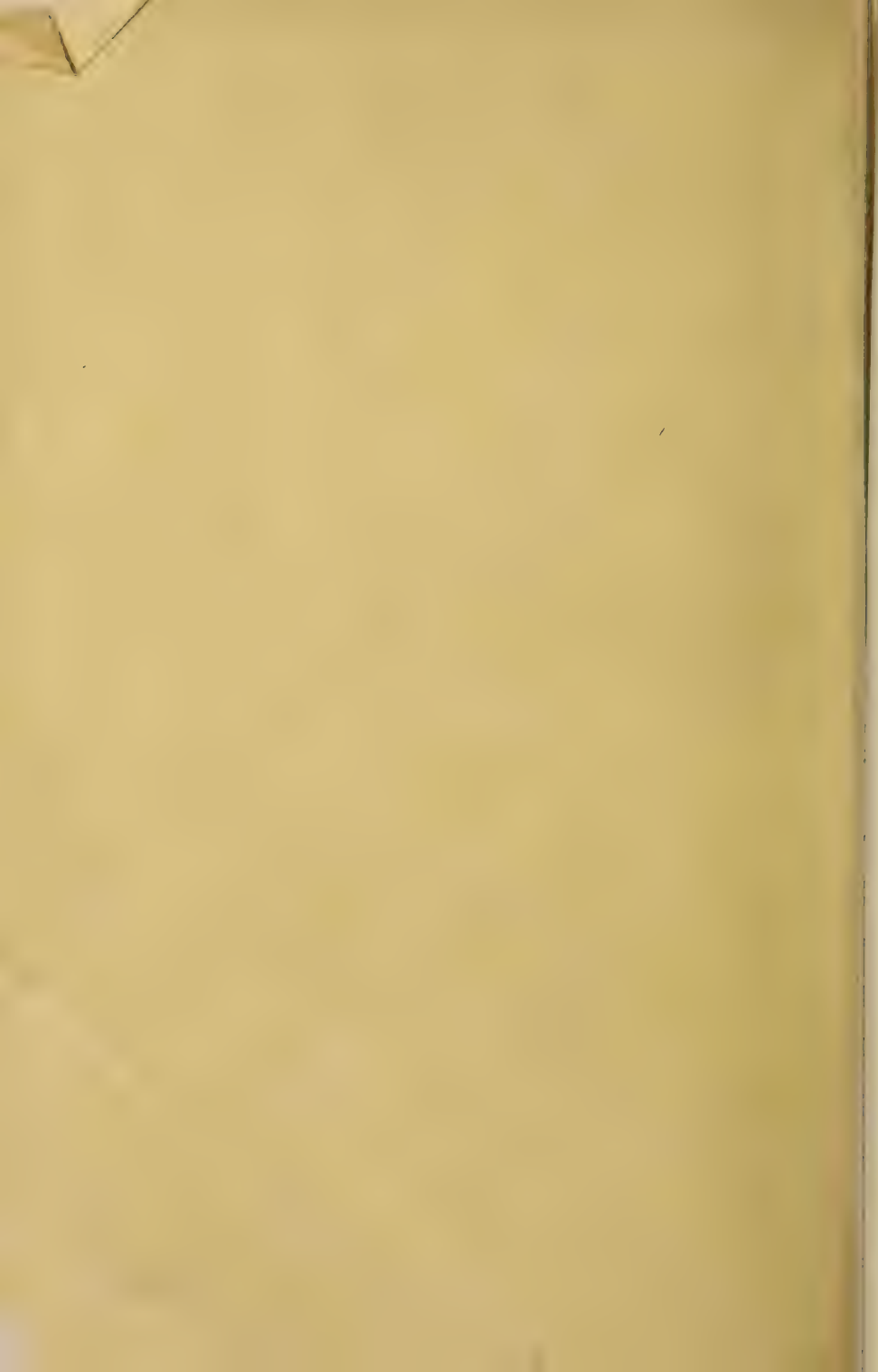




















CALIFORNIA  
STATE LIBRARY

GOVERNMENT  
PUBLICATIONS